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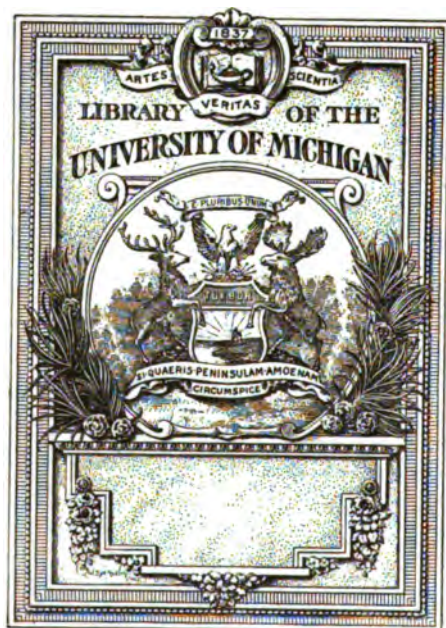
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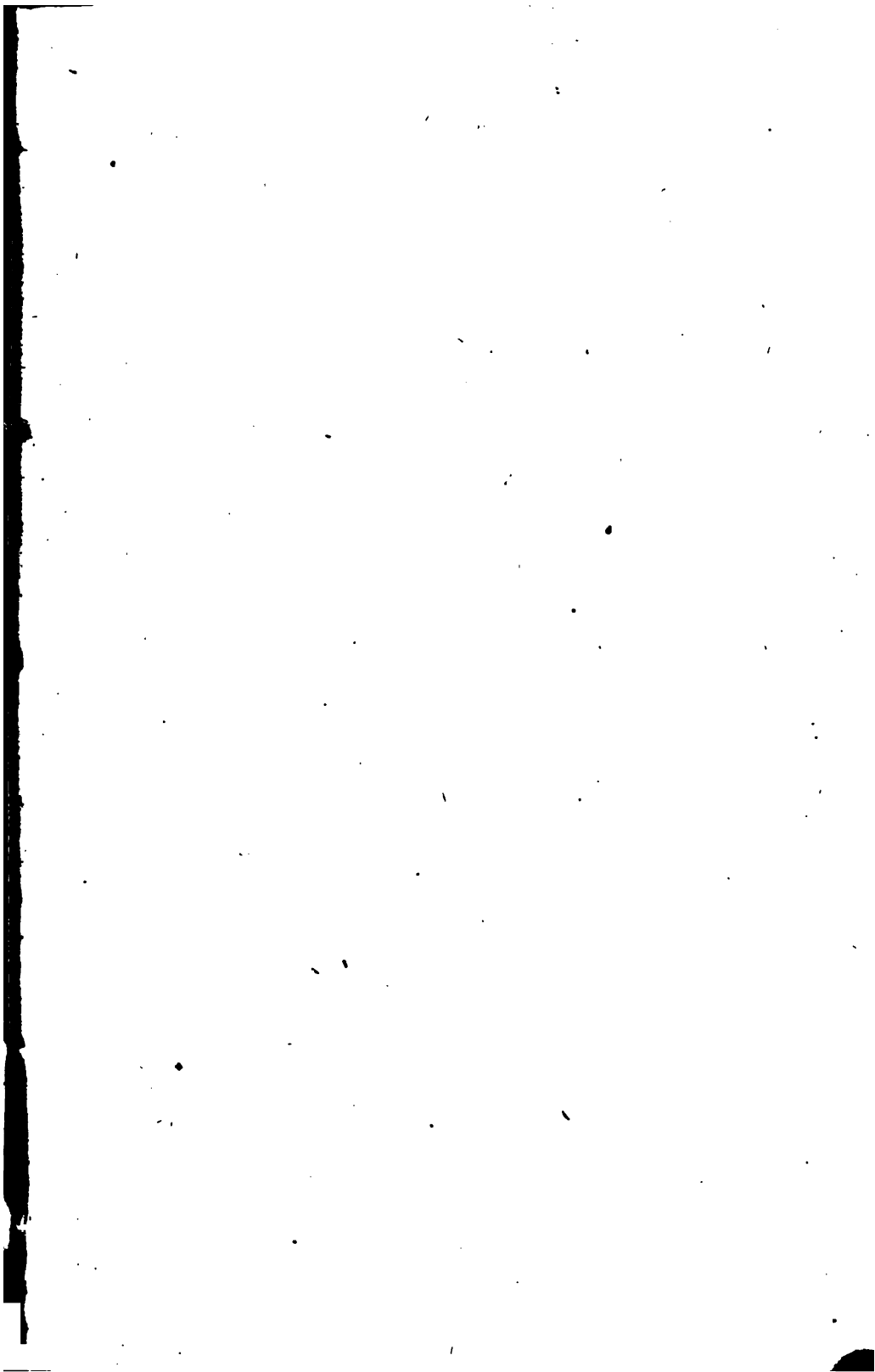
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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

TWENTY-EIGHTH GENERAL ASSEMBLY

OF THE

STATE OF ILLINOIS,

AT THE ADJOURNED REGULAR SESSION, BEGUN AND  
HELD AT SPRINGFIELD,

*Vol 2.*

JANUARY 6, 1874.

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STATE JOURNAL PRINTING OFFICE.  
1874.



## JOURNAL OF THE HOUSE.

TUESDAY, JANUARY 6, 1874.

Pursuant to previous orders by the General Assembly, the House of Representatives resumed its session at the State House in the city of Springfield, Tuesday, January 6, 1874, at 12 o'clock M.

Prayer by the Rev. Mr. Webster.

The journal of May 6, 1873, was being read, when,

On motion of Mr. Armstrong of Grundy,

The further reading of the same was dispensed with.

The roll of the House was called, when the following members answered to their names:

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bradwell, Branson, Bullard, Cassidy, Carpenter, Chambers, Connolly, Crawford, Conkrite, Darnell, Davis, Demont, Dolan, Drosser, Easley, Efner, Ferrier, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Graham, Gridley, Hart, Harvey, Hawes, Hay, Henry, Herrington, Herting, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Jaquess, Jackson, Jessup, Jones, Lemma, Lewis, Lietze, Loomis, Mann, Marsh, Massie, McDonald, McGee, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffit, Neville, Nulton, Oleson, Orendorff, Peltzer, Plowman, Pollock, Race, Rankin, Ray, Rice, Rogers, Ronntree, Savage, Sawyer, Scanlan, Scene, Sheridan, Shumway, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Virden, Walker, Washburn, Webber, Webster, Weinholmer, Westfall, Wicker, Wymore, Mr. Speaker—103.

A quorum of the House being present, further proceedings under the call were dispensed with.

Mr. Hite of St. Clair presented the credentials of Spencer M. Case, Representative elect from the forty-ninth district.

Mr. Ballow presented the credentials of Mr. Albert J. Griffith, Representative elect from the thirty-seventh district.

The Representatives elect whose credentials had been presented then appeared and took the oath required by the constitution, which was administered by Judge Zane, of the Nineteenth Judicial Circuit.

Mr. Connolly presented the credentials of Mr. Joseph H. Ewing, Representative elect from the thirty-second district, together with the following resolution:

WHEREAS the Hon. W. T. Sylvester was, at the general election in November, 1872, duly elected a Representative to the 28th General Assembly for the 32d senatorial district and qualified and entered upon the discharge of his duties as such; and, whereas, the said Hon. W. T. Sylvester has since that time removed, and changed his domicile from the said 32d senatorial district to the county of Macon, in the 29th senatorial district; therefore,

Resolved, That the said Hon. W. T. Sylvester has by such removal and change of domicile vacated his office as member of the 28th General Assembly, and the clerk of this House is hereby ordered to omit his name, henceforth, from the rolls of the House.

On motion of Mr. Race,

The credentials and resolution were then referred to the committee on judiciary.



Mr. Armstrong of LaSalle presented the following resolution :

*Resolved*, That a committee of three be appointed by the Speaker to wait upon the Governor and inform His Excellency that the House has resumed its session and is ready to receive any communication he desires to make.

Which was adopted.

The Speaker appointed as such committee Messrs. Armstrong of LaSalle, Connolly and Hart.

Mr. Middlecoff submitted the following resolution :

*WHEREAS* a great inconvenience exists to members of this House by reason of occupying unfavorable seats, remote from the Speaker's stand ; and, whereas, the same has been patiently endured during the last session ; therefore, be it

*Resolved by the House*, That we now declare our desks vacant and a new distribution of seats be made.

On motion of Mr. Hopkins,

The resolution was laid on the table.

On motion of Mr. Rountree, it was

*Resolved*, That the committee on contingent expenses be and it hereby is instructed to report to this House at the earliest possible day what committees shall have clerks, and that upon such report being made and adopted, the chairmen of the several committees entitled to clerks be authorized to appoint the same.

Mr. Shumway submitted the following resolution :

*Resolved by the House of Representatives, the Senate concurring herein*, That the Twenty-eighth General Assembly do adjourn *sine die*, on Wednesday, the 7th inst., at 12 M.

Which was not agreed to.

Mr. Ray introduced House bill, No. 600, for "An act to repeal 'an act to fund and provide for paying the railroad debts of counties, townships, cities and towns,' in force April 16, 1869."

Which was referred to the committee on judiciary.

Mr. Middlecoff presented a petition from a number of citizens, asking an extension of the time for payment of taxes ; which was referred to the committee on revenue.

A message from the Governor by Philo J. Beveridge, Private Sec'y :

Mr. Speaker : I am directed by the Governor to lay before the House of Representatives the following communication :

EXECUTIVE DEPARTMENT,  
SPRINGFIELD, ILL., January 6, 1874.

*To the Senate and House of Representatives :*

GENTLEMEN : Since your adjournment, seed-time and harvest have occurred. Health, peace and plenty have crowned the year. Law has been respected ; public order has prevailed ; and you meet again as the representatives of a great, growing and generous people.

It has been my endeavor to acquaint myself with the management and wants of the public institutions of the State. It is gratifying to say that the management is generally satisfactory, and the wants, with one exception, beyond appropriations made, are very limited. In pursuance of law, I have appointed a Board of Trustees for the Southern Insane Asylum, and also for the Southern Normal University ; and I recommend that the Board of Commissioners, authorized by an act approved April 15, 1871, be abolished, and the powers and duties thereof be conferred, respectively, upon the trustees of said institutions. The north wing of said Asylum was opened for the reception of patients the 15th of December last, in accordance with my proclamation. To hasten the completion of the central building, the appropriation for which is payable out of the levy of 1873, the contract has been let. The wants of the institution require an appropriation, for additional furniture, for building a road to depot, for out-buildings, and for sundry improvements and outlays upon the grounds and farm, which I respectfully ask the Legislature to make.

The Southern Normal University is nearly completed and furnished, and I urge the passage of the bill pending for current expenses, and recommend an appropriation for grading and improving the grounds.

The work on the Northern Illinois Hospital and Asylum for the Insane has progressed satisfactorily. The central building will be finished April first, and the south wing September first, next. In view of this early completion of the entire building, it will be necessary for the Legislature to provide, by appropriation, the ordinary expenses for 525 additional patients.

The Illinois Charitable Eye and Ear Infirmary has laid the foundation for a plain, neat and substantial edifice, on a desirable lot in the West Division of the city, donated by the Chicago Relief and Aid Society.

The new building for the Education of the Blind is enclosed and under contract, to be finished by August first, next. Before the building can be made available, an appropriation for heating and furnishing is required, which I recommend.

The dining hall for the Deaf and Dumb Institution is erected and in use, and the foundations for the chapel and school building are laid.

The Institution for the Education of Feeble-minded Children is, in my opinion, a public charity worthy of your serious consideration. I am aware money is stringent, and the people are burdened with taxation ; yet, out of sympathy for this class of unfortunates and their parents, many of whom

are poor, and having confidence in the usefulness of the institution, I favor the appropriation to provide permanent and adequate buildings for the same, a bill for which is pending before the Legislature. The annual report of the trustees of this institution is herewith submitted.

The Soldiers' Orphans' Home is a model of neatness, thrift and economy, and an honor to the patriotism of the State. The annual report of the trustees represents the needs of the Home, to which the Legislature is respectfully referred. That the orphans of our brave dead may be better clothed, fed and cared for, I recommend the appropriation asked for in that report. I know it may be said that many of the inmates have more comforts and advantages than they otherwise would. If this was not so, the institution would fall of its object, and be a disgrace to a Christian people. The care of the State is a small recompense for the loss of home, ever so humble, and for the loss of a loving father, ever so low his station in life, yet good enough to die for his country.

The affairs of the Illinois Hospital for the Insane, and the Normal University, have been wisely and economically administered, and these institutions at present require no additional appropriations.

Pursuant to an act approved May 7, 1873, and in force July 1, 1873, the board of trustees of the Illinois Industrial University has been reorganized. The new building is finished and occupied. The institution is in a flourishing and prosperous condition, and is worthy of the fostering care of an industrial people.

By the terms of the act incorporating the Illinois Agricultural College, located at Irvington, in Washington county, certain college and seminary lands of the State were granted this institution. The College is the owner of 550 acres of land and buildings, and last year had an attendance of 236 students. I respectfully suggest that the Legislature take action to determine the relation of this institution to the State, and ascertain what interest the State has in its property, and make such disposition thereof as may be equitable and just to all persons concerned.

The Board of Trustees of the Reform School has been reorganized as required by an act in force July 1, 1873. This institution is fully meeting the expectations of its friends. Its wants are made known in the Annual Report of the Trustees, herewith presented to the Legislature. Its inmates are largely in excess of its accommodations, and humanity and public interest, in my opinion, demand the passage of the bill pending, making appropriations to that institution.

The Penitentiary, in years past an expense to the State, under the system of hiring the labor of the convicts, is self-sustaining, and asks no appropriation. The health and tone of the prison were never better. The discipline, less severe, is firmer and improved, the result of which is apparent in the diminished number of punishments, and in the increased amount and quality of work performed.

The Canal Commissioners furnish a report for the last fiscal year, which I have the honor to transmit herewith. The affairs of the Canal and the Illinois River Improvement are managed with great prudence and economy. I join the Commissioners in recommending an appropriation of \$1,600 for repairing the lock-gates of the Little Wabash River Improvement, to make that improvement available to the south-eastern section of the State. The Commissioners have been to extraordinary expense in rebuilding the dam across Fox river at Dayton, and removing the earth-slides from the canal between Bridgeport and the Sag. The latter threatens to be a source of trouble and expense in the future.

The revenues of the Canal and Lock at Henry, from all sources, for the fiscal year ending November 30, 1873, amount to \$174,359 06, being \$838 91 less than the year preceding. The net revenues having been appropriated for the construction of a lock and dam across the Illinois river, at or near Copperas creek, the Commissioners, on and before October 30, 1873, deposited with the State Treasurer \$100,000 for that purpose; and the Treasurer, as directed by law, invested the same in U. S. bonds.

The Commissioners caused an estimate to be made of the cost of constructing the said lock and dam, which estimate was \$497,493. Being less than the limitation of the act, this estimate was approved by the Executive and filed with the Auditor.

Congress, at its last session, appropriated \$100,000 for the improvement of the Illinois river. Believing that the most judicious expenditure of this appropriation would be in aiding the State to carry out its system of improvements on that river, application, at an early day, was made to the proper United States authorities, for the expenditure of a portion of that appropriation, in putting in the lock bottom at Copperas creek, which application was successful. The United States government has undertaken to put in the lock bottom, at a cost of about \$80,000. The work is under contract to be completed June 1, 1874, and it would have been completed early in the spring, had not the late high water caused serious delay.

Since the making of said report, the Commissioners, in pursuance of law, have contracted with Willard Johnson, Esq., to construct the lock and dam at Copperas creek, for \$267,219; so that the entire cost to the State, including all incidentals, will not be far from \$300,000, instead of \$430,000, as contemplated by the act authorizing the construction.

The Legislature has under consideration the revision of the laws, and I urge the completion of the revision by this General Assembly, and the publication of the laws, in a compact form, for the use of the various officers throughout the State. The State has not copies of the session laws for general distribution. If it had, the laws in that form are inconvenient, especially to a large number of persons, not versed in law, who exercise official duties for the public good, to the sacrifice of their own private interests.

Horticulture is demanding the attention of many of our citizens, and the friends of that interest, and of the Illinois Horticultural Society, ask the passage of the bill to re-organize that society, and the bill making an appropriation for the same, in which request I join.

In view of the late disaster on one of our railroads, I deem it important for the Legislature to consider whether some additional legislation is not necessary for the better protection of persons and property transported upon railroads in this State; providing severe punishments, not only for placing obstructions upon and tearing up the track, but for injury to person and property through carelessness or negligence of officers and employees of railroad companies.

I desire to call the attention of the Legislature to the International Exhibition of 1876, in Philadelphia, and submit, herewith, for its consideration, a circular issued November 12, 1873, by the United States Centennial Commission, inviting the several States and Territories to appoint State Centennial Managers. The importance of this exhibition, international in its character, commemorative of American Independence, and associated with the honor and future prosperity of the nation, demands that the arts, manufactures and products of the soil and mines of Illinois be well represented; and I ask that the Legislature take early action, and intimate, by law or resolution, the will of the people in this matter.

I submit, herewith, with my full approval, the annual report of the Railroad and Warehouse Commissioners. The Commissioners, by law, have the supervision of railroads and warehouses, as related to the public interests, the registration of warehouse receipts, and inspection of grain in every city in which is located a warehouse of class A, and of the making and revising for each of the railroad

corporations doing business in this State, a schedule of reasonable maximum rates of charges for the transportation of passengers, freight and cars. Their work is vast, comprehensive and difficult, involving immense interests. They have discharged their official duties with an earnestness and fidelity worthy of commendation, of which their full and able report is ample evidence. The Commission was unfortunately deprived of the services of one of its members; and in the death of Hon. H. D. Cook, chairman of the Board, the Commission and the State suffered great loss.

It is the constitutional duty of the General Assembly to pass laws for the inspection of grain, for the protection of producers, shippers and receivers of grain and produce; and it is important to consider whether the present legislation is sufficient to protect these classes.

It is also the constitutional duty of the General Assembly to pass all necessary laws to prevent the issue of false and fraudulent warehouse receipts. Public warehouses, in which large quantities of grain are stored in bulk, and the grain of different owners is mixed, are vast *grain banking houses*, issuing receipts, commercial in their character, representing large values, and held as securities for advances. The best interests of production and commerce demand that these receipts be *genuine* and *honored* when presented, or some legal excuse given therefor. In my opinion additional legislation is needed for the better protection of all parties against the use of false and fraudulent warehouse receipts.

In every city, in which is located a warehouse of class A, the State has assumed the inspection of grain. It has been my endeavor, and that of the officers having the supervision and charge of the inspection, to improve and perfect that inspection. Some have questioned whether the State inspection is equal to the old system. I am not prepared to recommend any change. I believe the present system gives better satisfaction and an improved confidence among the producing classes.

Under the old constitution the State raised money by taxation for canal purposes, and counties, towns and cities, pursuant to law, voted large sums of money in aid of railroads. By the new constitution both are prohibited. The navigation of our rivers may be improved by the State, but no canal can be enlarged or extended, except by an appropriation of its surplus earnings; and railroads can only be built by private capital.

The prosperity of the State is largely dependent upon its transportation, and very largely dependent upon railroad transportation. On the other hand, the transportation lines are *entirely* dependent upon the people and the industries of the country. Such are the relations of dependency between production and transportation, that any antagonism is detrimental to both. Any policy that affects the one will soon affect the other. One cannot prosper, a long time, at the expense of the other.

The true policy of the State is to foster and encourage railroad corporations, holding them to a strict accountability, and requiring, in the management, safety and economy, without unjust discrimination and extortion. The true policy of railroad corporations is to meet the wants of the people, and encourage the industries of the State, by affording every reasonable facility for transportation, *at the lowest possible paying rates*.

By the terms of the constitution the General Assembly is required to pass laws to correct abuses and prevent unjust discrimination and extortion in the rates of freight and passenger tariffs, and, from time to time, to pass laws establishing reasonable maximum rates of charges for the transportation of passengers and freight on the different railroads in this State. The authority to *correct abuses* is sufficient for the correction of all abuses which railroad corporations may practice. Unjust discrimination and extortion are abuses, and establishing reasonable maximum rates is to prevent such abuses. These abuses are wrongs at the common law, recognizable by the courts, and the courts have the power to determine what act constitutes an unjust discrimination or extortion, or what is a reasonable maximum rate. The constitution is either declaratory of the common law requiring the legislature to enforce laws passed in pursuance thereof, by adequate penalties, even to the forfeiture of property and franchise; or it grants to the legislature the authority to determine, *by law*, what act constitutes an unjust discrimination or extortion, or what is a reasonable maximum rate, which law shall be binding upon railroad corporations, and shall not be questioned by any other branch of the government. The supreme court, in a late decision, inclines to the former construction, and the legislature, by the act approved May 2, 1873, conforms thereto.

Section 3 of said act declares, that certain acts done by railroad corporations shall be deemed and taken, not as unjust discriminations, but as *prima facie* evidence of unjust discriminations. Section 4 directs the Railroad and Warehouse Commissioners to make, for each of the railroad corporations doing business in this State, a schedule of reasonable maximum rates of charges, which shall be deemed and taken, in all the courts of this State, not as reasonable maximum rates, but as *prima facie* evidence thereof.

The commissioners have prepared and published the schedules required by law, and submit the same with their report. By the terms of said act, these schedules become *prima facie* evidence on the 15th instant.

The act approved May 2, 1873, was in force July 1, 1873. On that day, rates were largely advanced on some of the leading lines in the State, under the plea of conforming to law. While this action may have conformed to that part of the law forbidding *unjust discrimination*, it hardly conformed to that part of the law forbidding *extortion*. The plea for this advance cannot be maintained. The wisdom of the advance was soon doubted by railroad managers, and their schedule of rates, in many instances, modified.

What the railroad corporations will do after the 15th of January, when the schedules are in full force, I cannot say. Should they fail or refuse to comply with the terms of the act, it will be the duty of the executive and the officers of the law to execute with energy and enforce with rigor the will of the people, as expressed by the Legislature. The people demand that public corporations shall subserve public interests, and to this imperative demand every branch of government must and will conform. The sooner the problem is solved, the better, in my opinion, for all concerned. Once solved, I feel assured the people will be just and reasonable in their legislation towards corporate bodies, and give them all privileges consistent with the public good.

I recommend a full and fair trial of the law passed at the former session; and if, upon trial, it is found that the schedule of rates prepared and published by the commissioners is unjust or unfair to the people or railroads, the commissioners can change and revise the same, and such action will meet the approval of a candid and considerate people.

All of which is respectfully submitted.

JOHN L. BEVERIDGE.

Mr Anderson submitted the following resolution:

*Resolved*, that the Secretary of State be authorized to have printed five thousand copies of the Governor's message for distribution by the members.

Mr. Washburn submitted the following amendment to the foregoing resolution:

Also, to have two thousand copies of the Governor's message printed in German, and one thousand in Swedish language for distribution; which was not adopted.

The question then being on the adoption of the resolution, it was agreed to.

On motion of Mr. Armstrong of LaSalle,

The documents accompanying the Governor's message were referred to their appropriate committees.

On motion of Mr. Armstrong of Grundy,

The House adjourned at 12:40 P. M., to 10 A. M. to-morrow.

WEDNESDAY, JANUARY 7, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Paynter.

The journal of yesterday was read.

Mr. Neville presented the credentials of Mr. John W. Pyatt, Representative elect from the forty-eighth district.

Mr. Pyatt then came forward and took the oath required by the constitution, which was administered by Judge Zane, of the nineteenth judicial circuit.

Mr. Rountree, from the joint committee on revision of the statutes, submitted the following:

*To the Honorable the President of the Senate and Speaker of the House of Representatives:*

Your committee would respectfully report, that, pursuant to the following resolutions, to-wit:

*Resolved by the Senate, the House of Representatives concurring therein,* That there be appointed a joint committee on the revision of the Statutes, consisting of two from the Senate and three from the House of Representatives, the committee to act in conjunction with revision commissioners.

*Resolved,* That all bills for the revision of the Statutes which have been prepared by the revision commissioners, and not heretofore acted upon by either house, be submitted to said committee, and that said committee be authorized to continue its session after the adjournment of the present session of the General Assembly until the first day of November next; to employ a clerk, at a compensation not exceeding five dollars per day; and it shall be the duty of said committee, in conjunction with the acting commissioner of revision, to prepare all bills that may be necessary to complete the said revision, and report the same to the next regular or adjourned session of the General Assembly.

*Resolved,* That upon such bills being prepared and approved by said committee, five hundred copies of each be printed for the use of the two houses in the manner provided by law for printing bills, and that two hundred and twenty-five copies thereof be bound together in pamphlet form, and at the opening of the next meeting of the adjourned session of the General Assembly, distributed to the members thereof, and said committee shall distribute one copy of each revised chapter to each member of the General Assembly as soon as revised and printed.

They have prepared, in conjunction with the acting commissioner of revision, bills, embracing the following subjects, which they have caused to be printed, and herewith submit, to-wit:

Abatement.

Adoption of Children.

Agricultural Department.

Amendments and Jeofails.

Apprentices.

Attachment of Boats and Vessels.

Attorney-General and State's Attorneys.

Attorneys and Counselors.

Canal Companies.

**Charitable Institutions—**

Eye and Ear Infirmary.  
 Hospital for the Blind.  
 Hospital for the Deaf and Dumb.  
 Hospitals for the Insane.  
 Industrial University.  
 Institution for Feeble-minded Children.  
 Normal Universities.  
 Soldiers' Orphans' Home.

**Clerks of Courts.**

Commissioners of Public Charities.

Commitment of Lunatics to Insane Hospitals.

Common Law.

Construction of Statutes.

Costs.

Counties.

County Clerk.

County Treasurer.

**Courts—**

Supreme Court.

Circuit Courts and Superior Court of Cook County.

Criminal Court of Cook County.

Terms of Cook County Courts.

County Courts.

Criminal Jurisprudence.

Domestic Animals.

Dower.

Escheat.

Fences.

Ferries.

Frauds and Perjuries.

Fugitives from Justice.

General Assembly.

Habeas Corpus.

Horse and Dummy Railroads.

Husband and Wife. (Submitted without recommendation.)

Illinois and Michigan Canal.

Injunction.

Injuries.

Jails and Jailers.

Joint Rights and Obligations.

Licenses.

Limited Partnerships.

Mandamus.

Militia.

Mines.

Names.

Ne Exeat.

Notices.

Oaths and Affirmations.

Official Bonds.

Oil Inspection.

Pardons.

Paupers.

Plats.

Promissory Notes, Bonds, Due Bills, etc.

Quo Warranto.

Reporter of Supreme Court.

Seat of Government.

Slander and Libel.

State Contracts.

State Library.

Sureties.

Surveys and Surveyors.

Telegraph Companies.

Tender.

Toll Bridges.

Toll Roads.

Township Insurance Companies.

Township Organization.

Universities and Colleges.

Vacation of Streets, Alleys and Public Grounds.

Weights and Measures.

Amendment to the Revenue Law.

Amendment to the Law concerning Bail in Civil Cases.

General Repealing bill.

By the terms of the resolutions, only the bills for the revision of the Statutes which had been prepared by the Revision Commissioners and not acted upon by either House of the General Assembly, and such part of the revision as had not been prepared, were referred to this committee.

Revision bills on the following subjects are now pending before the General Assembly, to-wit:

Account—Senate bill 258, on second reading by sections in Senate.

Coroners—Senate bill 293, on third reading in Senate.

Counties—Senate bill 281, passed Senate, and referred by House to this committee, and substitute reported herewith.

Divorce—Senate bill 383, on second reading by sections in Senate.

Dogs—Senate bill 408, referred to judiciary committee of Senate.

Estrays—Senate bill 359, on second reading by sections in Senate.

Forcible Entry and Detainer—Senate bill 360, on third reading in Senate.

Idiots, Lunatics and Spendthrifts—Senate bill 348, on second reading by sections in Senate.

Interest—Senate bill 295, on second reading in House.

Liens of Mechanics and others—Senate bill 403, second reading by sections in Senate.

Marriages—Senate bill 397, second reading by sections in Senate.

Mortgages of Real and Personal Property—Senate bill 315, referred to revision committee of Senate.

Partition—Senate bill 317, third reading in Senate.

Recorders—Senate bill 316, third reading in Senate.

Replevin—Senate bill 291, on first reading in House.

Secretary of State—Senate bill 279, passed in Senate and House, and pending in House on question of receding from its amendment.

Sheriffs—Senate bill 292, on third reading in Senate.

Township Organization—Senate bill 198, referred to this committee by the House and reported with amendments as above.

Venue in Civil and Criminal Cases—Senate bill 280, on second reading in House.

The following revision bills reported to this general assembly have become law :

Arbitrations and Awards.

Auditor of State.

Landlord and Tenant.

Reform School.

State Treasurer.

The committee have not prepared bills upon the subject of dissolution of insurance companies, as Senate bill No. 45, which has passed both houses, and is now pending upon an amendment in the House, in which the Senate refused to concur, covers that subject ; nor upon the " police regulations in relation to railroads," as House bill No. 203, which has passed the House and is now pending in the Senate, and Senate bill No. 147, sufficiently cover that subject.

The committee have not, except in two instances, reported bills amending revision acts heretofore passed. They have not felt warranted in reporting such bills under the terms of the resolutions under which they were appointed, if, indeed, they had had sufficient time to prepare the same; they would, however, recommend that the necessary bills be prepared to rectify the errors that have occurred in the passage of former acts, and remove the inconsistencies that exist between the several acts now in force. They would call especial attention to the act in regard to "roads and bridges" in counties not under township organization, approved April 18, 1873. This act, section 23, provides for the impanneling of a jury of six men by the county court to assess damages upon the laying out of new roads. Section 53 provides that on the election of county commissioners, under article 10, section 6 of the constitution, the duties provided to be discharged by the county courts shall devolve upon and be discharged by the board of commissioners. The effect of this provision will be to require the county board, which is in no sense a court, to assume the duties of a court in impanneling a jury. A jury, as is required by section 13, article 2 of the constitution, implies a court of competent jurisdiction to impannel the same, and must consist of twelve men, except in cases before a justice of the peace.

Some objections have been suggested to the eminent domain act. One of most importance is, that it does not provide for the ascertainment of damages in favor of persons whose property is damaged in cases where the corporation exercising the right does not petition for the condemnation of property; that the only remedy in such a case is an action upon the case as for a nuisance, in which the recovery can only be for the damages which may have accrued up to the time of bringing the suit, and a judgment in one suit does not preclude other suits for damages resulting thereafter as long as the improvement may remain.

The resolutions under which your committee was appointed would seem to require the bills to be printed, and that portion of them not required to be bound to be distributed to the members of the general assembly as fast as the bills were prepared. The committee have found this impracticable, without precluding them from making such changes and corrections as the further progress of their work suggested, and greatly increasing the expense of printing and binding.

The large amount of work required to be done rendered it necessary for the committee to continue its sessions, beyond the time limited by



the resolutions, until the 10th of December, at which time the printing and binding of the bills had not been completed.

Your committee would recommend the compilation and publication of all the general laws which will be in force on the 1st day of July next. They are of opinion that it will be necessary to provide for this by an act to be passed at this session. They would, therefore, recommend that such an act be passed at as early a day as practicable, so that such compilation may be ready for distribution on or before the first day of July next.

All of which is respectfully submitted.

C. W. UPTON,

C. B. STEELE,

*Of the Senate.*

MILTON HAY,

CHARLES DUNHAM,

JOHN M. ROUNTREE,

*Of the House.*

H. B. HURD,

*Commissioner of Revision.*

Mr. Rountree, from the committee on revision, introduced House bill, No. 601, for "An act to revise the law in relation to abatement."

Which was read a first time, and ordered to a second reading.

On motion of Mr. Armstrong of La Salle, it was

*Resolved by the House of Representatives, the Senate concurring herein, That the committee heretofore appointed to revise the statute laws of this State be, and the same is hereby requested, to report the various bills by them revised in equal numbers to each house, according to the manner agreed upon by such committee, and that said bills be considered from day to day until disposed of.*

Ordered, that the clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Rountree, from the committee on revision, introduced House bill, No. 602, for "An act to revise the law in relation to the adoption of children."

Which was read a first time, and ordered to a second reading.

Mr. Rountree, from the committee on revision, introduced House bill, No. 603, for "An act to revise the law in relation to the department of agriculture, county agricultural boards, and agricultural fairs."

Which was read a first time, and ordered to a second reading.

Mr. Rountree, from the committee on revision, introduced House bill, No. 604, for "An act to revise the law in relation to amendments and jeofails."

Which was read a first time, and ordered to a second reading.

Mr. Rountree, from the committee on revision, introduced House bill, No. 605, for "An act to revise the law in relation to apprentices."

Which was read a first time, and ordered to a second reading.

Mr. Rountree, from the committee on revision, introduced House bill, No. 606, for "An act to revise the law in relation to attachments of boats and vessels."

Which was read a first time, and referred to the committee on judiciary.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit :

*Resolved by the House of Representatives, the Senate concurring herein, That without regard to politics or party ties, we do most emphatically place our seal of condemnation upon our Representatives in Congress from this State who, by their own votes, increased their own pay to seven thousand five hundred dollars per annum, and a bonus of five thousand dollars for services already rendered,*

By adopting the following as a substitute :

*Resolved by the House of Representatives, the Senate concurring therein, That we emphatically condemn the law passed by the Forty-second Congress, increasing the pay of the members of Congress and other officers of the government, and that we instruct our Senators and respectfully request our Representatives in Congress to use their best endeavors to secure the unconditional repeal of said law, and that we hereby declare our conviction that the constitution of the United States should be so amended as to prevent any future Congress from increasing the pay of its own members; and we hereby express our earnest request that immediate measures be instituted by Congress to secure this end.*

In the adoption of which substitute I am instructed to ask the concurrence of the House of Representatives.

Mr. Rountree, from the committee on revision, introduced House bill, No. 607, for "An act in regard to attorneys general and state's attorneys."

Which was read a first time, and referred to the committee on judiciary.

Mr. Rountree, from the committee on revision, introduced House bill, No. 608, for An act to revise the law in relation to attorneys and counselors."

Which was read a first time, and ordered to a second reading.

Mr. Rountree, from the committee on revision, introduced House bill, No. 609, for "An act in regard to canal companies."

Which was read a first time, and ordered to a second reading.

Mr. Rountree, from the committee on revision, introduced House bill, No. 610, for "An act to revise the law in relation to the State commissioners of public charities."

Which was read a first time, and ordered to a second reading.

Mr. Rountree, from the committee on revision, introduced House bill, No. 611, for "An act to revise the law in relation to the Illinois Charitable Eye and Ear Infirmary."

Which was read a first time, and referred to the committee on state institutions.

Mr. Rountree, from the committee on revision, introduced House bill, No. 612, for "An act to revise the law in relation to the Illinois Institution for the Education of the Blind."

Which was read a first time, and referred to the committee on state institutions.

Mr. Rountree, from the committee on revision, introduced House bill, No. 613, for "An act to revise the law in relation to the Illinois Institution for the Education of the Deaf and Dumb."

Which was read a first time, and ordered to a second reading.

On motion of Mr. Anderson,

At 12:10 P. M., the House adjourned until 2:30 P. M.

HALF-FAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

On motion of Mr. Starr,

The rules were suspended, and Senate messages taken up.

The Senate amendment to the House resolution in relation to increased pay of congressmen was taken up and read.

On motion of Mr. Bradwell,

The previous question was ordered—yeas 69, nays 37—the yeas and nays being demanded by five members.

Those voting in the affirmative are :

Messrs. Anderson, Armstrong of La Salle, Ballow, Barkley, Bishop of McHenry, Blakely, Booth, Bradwell, Bullard, Cassidy, Carpenter, Chambers, Connolly, Crawford, Davis, Dement, Dolan, Dolton, Efner, Ferrier, Forth, Freeland, Freeman, Gordon, Granger, Grant, Gridley, Hart, Harvey, Hawes, Henry, Herting, Hollenback, Jaquess, Lietze, McGee, Middlecoff, Moore of Marshall, Moffett, Oakwood, Peltzer, Pinnell, Pollock, Race, Rankin, Ray, Rice, Rountree, Savage, Sawyer, Scanlan, Senne, Sheridan, Shumway, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Thornton, Truitt, Warner, Webster, Wicker, Wymore, Mr. Speaker—49.

Those voting in the negative are :

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Casey, Cronkrite, Darnell, Flanders, Graham, Herrington, Hite of Madison, Hite of St. Clair, Holles, Hopkins, Jackson, James, Jessup, Jones, Kase, Lane of Hancock, Loomis, Marsh, Massie, Meacham, Moore of Adams, Moose, Morrison, Newton, Orendorff, Plowman, Pyatt, Scott, Streeter, Virden, Walker, Washburn, Webber, Weinheimer—37.

The question then being on concurring in the Senate amendment, it was decided in the affirmative—yeas 115, nays 2—the yeas and nays being demanded by five members.

Those voting in the affirmative are :

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of La Salle, Ballow, Barkley, Bishop of McHenry, Blakely, Booth, Bradwell, Branson, Bullard, Casey, Cassidy, Carpenter, Chambers, Connolly, Crawford, Cronkrite, Darnell, Davis, Dement, Dolan, Dolton, Dresser, Efner, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hart, Harvey, Hawes, Hay, Henry, Herrington, Herting, Hite of Madison, Hite of St. Clair, Holles, Hollenback, Jaquess, Jackson, James, Jessup, Jones, Kase, Lane of Hancock, Lemma, Lewis, Lietze, Loomis, Mann, Marsh, Massie, McGee, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Mulvaue, Neville, Newton, Oakwood, Oberly, Orendorff, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Race, Rankin, Ray, Rice, Rogers, Rountree, Savage, Sawyer, Scott, Senne, Sheridan, Shumway, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Virden, Walker, Warner, Webber, Webster, Weinheimer, Wicker, Wymore, Mr. Speaker—115

Those voting in the negative are Messrs. Hopkins and Washburn.

So the Senate amendment was concurred in.

Mr. Rountree, from the committee on revision, introduced House bill, No. 614, for "An act to revise the law in relation to State Insane Asylums."

Which was read a first time, and,

On motion of Mr. Mann,

Referred to the committee on state institutions.

Mr. Rountree, from the committee on revision, introduced House bill, No. 615, for "An act to revise the law in relation to the Illinois Industrial University."

Which was read a first time.

Mr. Plowman moved to refer the bill to the committee on education; which was not agreed to.

The bill was then ordered to a second reading.

Mr. Rountree, from the committee on revision, introduced House bill, No. 616, for "An act to revise the law in relation to the Illinois Institution for the Education of Feeble-minded Children."

Which was read a first time.

Mr. Gordon moved to refer the bill to the committee on state institutions; which was not agreed to.

The bill was then ordered to a second reading.

Mr. Rountree, from the committee on revision, introduced House bill, No. 617, for "An act to revise the law in relation to the State Normal Universities."

Which was read a first time, and ordered to a second reading.

Mr. Rountree, from the committee on revision, introduced House bill, No. 618, for "An act to revise the law in relation to the Soldiers' Orphans' Home."

Which was read a first time, and ordered to a second reading.

Mr. Rountree, from the committee on revision, introduced House bill, No. 619, for "An act to revise the law in relation to the commitment and detention of lunatics."

Which was read a first time, and ordered to a second reading.

Mr. Rountree, from the committee on revision, introduced House bill, No. 620, for "An act to revise the law in relation to the common law."

Which was read a first time, and ordered to a second reading.

Mr. Rountree, from the committee on revision, introduced House bill, No. 621, for "An act to revise the law in relation to the construction of the statutes."

Which was read a first time, and ordered to a second reading.

Mr. Rountree, from the committee on revision, introduced House bill, No. 622, for "An act to revise the law in relation to costs."

Which was read a first time, and ordered to a second reading.

Mr. Roundtree, from the committee on revision, submitted House bill, No. 623, for "An act to revise the law in relation to counties," as a substitute for Senate bill, No. 281, for "An act relating to counties, and the management of county affairs."

The substitute was read a first time.

Mr. Rountree moved that the bill be recommitted to the committee on revision.

Mr. Armstrong of Grundy moved to amend the motion by referring the bill to the committee on counties and township organization; which was not agreed to.

The question then being on recommitting the bill to the committee on revision, it was decided in the negative.

Mr. Connolly moved to refer the bill to the committee on county and township organization; which was not agreed to.

On motion of Mr. Ballow,

At 4:45 P. M. the House adjourned.

#### THURSDAY, JANUARY 8, 1874.

The House met at the regular hour.

Prayer by the Rev. Mr. Paynter.

The journal of yesterday was being read, when,

On motion of Mr. Ballow,

The further reading of the same was dispensed with.

Mr. Herrington moved to suspend the rules to receive the following resolution:

*Resolved by the House of Representatives, the Senate concurring herein, That the session of the 26th General Assembly adjourn sine die on Friday, the 9th inst., at twelve o'clock meridian.*

Which was not agreed to, yeas 48, nays 71—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Barkley, Bishop of McHenry, Booth, Bradwell, Bryant, Casey, Cassidy, Carpenter, Connolly, Cronkite, Darnell, Dolan, Dresser, Dunham, Ferrier, Forth, Graham, Grant, Hawes, Henry, Herrington, Holles, Hopkins, Lane of Hancock, Lemna, Lewis, Marsh, Massie, McPherran, Morrison, Newton, Oberly, Oleson, Plowman, Ray, Rountree, Savage, Scott, Shumway, Snow, Streeter, Truitt, Warner, Washburn, Webber, Wicker—48.

Those voting in the negative are,

Meers, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bullard, Chambers, Crawford, Davis, Dement, Dewey, Dolton, Easley, Efner, Flanders, Freeland, Freeland, Freeman, Granger, Gridley, Griffith, Hart, Harvey, Hite of Madison, Hite of St. Clair, Hollenback, Jaques, Jackson, James, Jessup, Jones, Kase, Loomis, Mann, McDama, McGee, Meacham, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Neville, Nulton, Oakwood, Orendorf, Peltzer, Pinnell, Pollock, Pyatt, Race, Rankin, Rice, Rogers, Sawyer, Scanlan, Senne, Sheridan, Soule, Starr, Stewart of Winnebago, Stroud, Taggart, Thomas, Virden, Walker, Webster, Weinheimer, Westfall, Wymore, Mr. Speaker—71.

So the motion to suspend the rules was not agreed to.

Leave of absence was granted to Mr. Peltzer on account of sickness in his family.

Mr. Dunham moved to suspend the rules to receive a report from the committee on revision; which was not agreed to.

Mr. Anderson introduced House bill, No. 624, for "An act to amend section 43 of an act entitled 'an act to establish and maintain a system of free schools,'"

Which was referred to the committee on education.

Mr. Armstrong of Grundy introduced House bill, No. 625, for "An act to amend an act entitled 'an act in regard to the administration of estates,' in force July 1, 1872," by adding an additional section thereto.

Which was referred to the committee on judiciary.

Mr. Armstrong of LaSalle introduced House bill, No. 626, for "An act repealing an act entitled 'an act for the registry of electors and to prevent fraudulent voting,' approved Feb. 15, 1865."

Which was referred to the committee on elections.

Mr. Ballow introduced House bill, No. 627, for "An act to provide for special elections in incorporated towns or villages incorporated under the general incorporation law or by special act of the legislature."

Which was referred to the committee on corporations.

Mr. Cronkite introduced House bill, No. 628, for "An act to amend section sixteen (16) of article eleven (11) of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872."

Which was referred to the committee on municipal affairs.

Mr. Cronkite introduced House bill, No. 629, for "An act to repeal an act entitled 'an act for the registry of electors and to prevent fraudulent voting,' approved Feb. 15, 1865."

Which was referred to the committee on elections.

Mr. Dement introduced House bill, No. 630, for "An act to repeal 'an act to establish the court of common pleas in the city of Amboy, in Lee county.'"

Which was referred to the committee on judiciary.

Mr. Efner introduced House bill, No. 631, for "An act to amend section one of an act entitled 'an act in regard to the administration of estates,' approved April 1, 1872."

Which was referred to the committee on judiciary.

Mr. Moose introduced House bill, No. 632, for "An act to amend section two (2) of an act entitled 'an act concerning masters-in-chancery,' in force July 1, 1872."

Which was referred to the committee on judiciary.

Mr. Plowman introduced House bill, No. 633, for "An act to provide for the organization of county fire insurance companies."

Which was referred to the committee on insurance.

Mr. Rountree introduced House bill, No. 634, for "An act to amend section forty-four of an act entitled 'an act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook

county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of Inferior Courts in cities and towns; of the County Officers of Cook County; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of Masters-in-Chancery, Notaries Public, Commissioners, Arbitrators, Jurors, Witnesses, Justices of the Peace, Constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees."

Which was read a first time and ordered to a second reading.

Mr. Rountree introduced House bill, No. 635, for "An act to provide for fees of certain officers therein named in counties of the third class."

Which was referred to the committee on fees and salaries.

Mr. Scanlan introduced House bill, No. 636, for "An act to amend sections 1, 2 and 6 of an act entitled 'an act amendatory of the mechanic's lien law of this State,' in force April 5, 1869."

Which was referred to the committee on judiciary.

Mr. Morrison presented the credentials of Alfred P. Crosby, Representative from the 43d Senatorial District.

Mr. Crosby then came forward and took the oath required by the Constitution, which was administered to him by Hon. Cyrus Epler, Judge of the 18th Judicial Circuit.

Mr. Walker introduced House bill, No. 637, for "An act to record executions when the same has been levied upon real estate."

Which was referred to the committee on judiciary.

On motion of Mr. Dunham,

The rules were suspended, to continue the introduction of bills from the committee on revision.

Mr. Dunham, from the committee on revision, introduced House bill, No. 638, for "An act to revise the law in relation to county treasurer."

Which was read a first time, and ordered to a second reading.

Mr. Dunham, from the committee on revision, introduced House bill, No. 639, for "An act to revise the law in relation to fences."

Which was read a first time, and,

On motion of Mr. Moffit,

The bill was referred to the committee on agriculture.

Mr. Dunham, from the committee on revision, introduced House bill, No. 640, for "An act to revise the law in relation to escheat."

Which was read a first time, and ordered to a second reading.

Mr. Dunham, from the committee on revision, introduced House bill, No. 641, for "An act to revise the law in relation to ferries."

Which was read a first time, and ordered to a second reading.

Mr. Dunham, from the committee on revision, introduced House bill, No. 642, for "An act to revise the law in relation to the Illinois and Michigan Canal."

Which was read a first time, and ordered to a second reading.

By consent, Mr. Hay, from the committee on judiciary, submitted the following report:

WHEREAS the Hon. W. T. Sylvester was, at the general election in November, 1873, duly elected a Representative to the 28th General Assembly for the 33d senatorial district, and qualified and entered upon the discharge of his duties as such; and, whereas, the said Hon. W. T. Sylvester has since that time removed, and changed his domicile from the said 33d senatorial district to the county of Macon, in the 29th senatorial district; therefore,

Resolved, That the said Hon. W. T. Sylvester has by such removal and change of domicile vacated his office as member of the 28th General Assembly, and the clerk of this House is hereby ordered to omit his name, henceforth, from the rolls of the House.

The committee on judiciary, to whom the foregoing resolution was referred, respectfully report to the House :

That said committee have had the resolution referred to under consideration, but as the Hon. W. T. Sylvester was not present, nor had he had notice to be present, the committee did not feel authorized to pass upon the questions of fact recited in said resolution ; and it was further considered by the committee, that if any inquiry as to the facts was involved, that such inquiry more appropriately belonged to the committee on elections.

The committee conceiving, however, that the object of the reference was mainly to obtain the opinion of this committee upon the assumed state of facts recited in the resolution, upon such assumption, state their opinion that the permanent removal of a Representative from the district for which he was elected, during the term for which he was elected, would work a disqualification to hold the office, and create a vacancy to be filled by election. The committee, therefore, recommend that the resolution be referred to the committee on elections for its report upon the facts, and that, upon such report, the proper action be taken.

Mr. Dunham, from the committee on revision, introduced House bill, No. 643, for "An act to revise the law in relation to injuries."

Which was read a first, and ordered to a second reading.

A message from the Governor, by Philo J. Beveridge, Private Secretary :

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,  
SPRINGFIELD, January 8, 1874.

*To the Honorable the House of Representatives :*

I have the honor to lay before the House of Representatives the Annual Report of the Secretary of State, on Public Printing, made to the Governor, in compliance with section 24 of an act entitled "An act to provide for and regulate the execution of public printing," in force July 1st, 1872.

JOHN L. BEVERIDGE,  
*Governor.*

*By the Governor :*  
PHILO J. BEVERIDGE,  
*Private Secretary.*

STATE OF ILLINOIS, SECRETARY'S OFFICE,  
SPRINGFIELD, January 6, 1874.

*To His Excellency JOHN L. BEVERIDGE, Governor :*

SIR : In accordance with the instructions contained in section 24 of "An act to provide for and regulate the public printing," in force July 1, 1872, I have the honor to present the following report. The present contract for the state printing was awarded to Messrs. Wm. H. Bailhache and E. L. Merritt on the 7th day of September, 1872, pursuant to law, said contract to take effect on the first Monday of November of that year, which was the 4th day of that month. Said award is in the words and figures as follows, to-wit :

STATE OF ILLINOIS, SPRINGFIELD, September 7, 1872.

In accordance with the law and an advertisement dated July 16, 1872, the Commissioners of Public Printing met at the office of the Secretary of State on Monday, the 26th day of August, A. D. 1872, for the purpose of opening and considering the proposals for the public printing for two years from the first Monday in November next. One bid only having been filed, the same was opened, when it was found that said proposal was signed by W. H. Bailhache and E. L. Merritt, both of Springfield, Ill., at the following prices, to-wit :

*First Class*—For composition per 1,000 ems : plain composition, 60 cents ; figure work, 90 cents ; rule and figure work, \$1.20 Press work, per 100 impressions, 25 cts.



*Second Class*—For composition per 1,000 ems: plain composition, 60 cents; figure work, 90 cents; rule and figure work, \$1 20. Press work, per 100 impressions, 25 cents.

*Third Class*—For composition per 1,000 ems: plain composition, 60 cents; figure work, 90 cents; rule and figure work, \$1 20. Press work, per 100 impressions, 25 cents.

*Fourth Class*—For composition per 1,000 ems: plain composition, 60 cents; figure work, 90 cents; rule and figure work, \$1 20. Press work, per 100 impressions, 25 cents.

*Fifth Class*—For composition per 1,000 ems: plain composition, 60 cents; figure work, 90 cents; rule and figure work, \$1 20. Press work, per 25 impressions, 25 cents.

No other bids having been received, and one of the Commissioners being absent, namely, Hon. E. N. Bates, State Treasurer, the Commissioners adjourned their meeting, without awarding the contracts until Tuesday, the 3d day of September, 1872. On Tuesday, September 3d, 1872, the Auditor of Public Accounts being absent, the Commissioners of Printing further postponed the awarding of the contracts until Saturday, September 7th, 1872, on which day they met, and awarded the said contracts for the several classes of public printing, for two years from the first Monday of November next, to the said bidders, W. H. Bailhache and E. L. Merritt, at the prices for the several classes as above specified in their said proposal.

(Signed)

EDWARD RUMMEL, *Secretary of State*,  
C. E. LIPPINCOTT, *Auditor P. A.*,  
ERASTUS N. BATES, *State Treasurer*,  
*Commissioners of Public Printing.*

Under the provisions of the said award and contract, the State printers have performed their duties in a satisfactory manner. As there has been no final settlement with the State printers, and will not be until the term of their contract expires, the exact cost of work cannot be stated, but upon careful estimates of the work done from the commencement of the present contract, and until the 30th day of November, 1873, inclusive, I have to report that:

The cost for all classes of printing for the State under the contract will amount to ..... \$58,063 58  
Cost of printing paper ..... 19,798 56  
Extra work, and paper for blanks, circulars, commissions and election registers ..... 11,141 32

Total estimated cost from November 4, 1872, to November 30, 1873 ..... \$89,003 46

This aggregate is made up for work done and paper furnished for the following departments and objects, viz:

For printing reports and messages, and for bills introduced in both branches of the General Assembly ..... \$41,372 82  
Extra paper for covers, etc. .... 1,041 19  
For printing blanks for use of both branches of the General Assembly ..... 1,019 97  
For printing blanks for Governor's office ..... 11 80  
For printing blanks for office of Secretary of State ..... 1,923 90  
For paper for blanks, etc., for General Assembly, Governor, Treasurer, Secretary of State, Attorney-General, and State Board of Equalization ..... 604 05  
For printing blanks for office of Auditor of Public Accounts and Insurance Department ..... 2,165 92  
For paper, etc., for blanks, etc., for Auditor's office and Insurance Department ..... 796 70  
For printing blanks for office of State Treasurer ..... 47 60  
For printing blanks for office of Superintendent of Public Instruction ..... 1,210 32  
For paper, etc., for blanks for office of Superintendent of Public Instruction ..... 284 00  
For printing blanks, etc., for office of Attorney-General ..... 274 05  
For printing blanks, etc., for use of State Board of Equalization ..... 113 30  
For printing election registers ..... 9,922 80  
For paper for election registers ..... 3,782 88  
For ruling, stitching and packing same ..... 4,360 25  
For printing paper for laws passed, and for use of the General Assembly ..... 19,798 56  
For printing paper for Railroad and Warehouse Commissioners ..... 257 35

Total ..... \$89,003 46

It will be observed by your Excellency that the item of cost for election registers is one of some magnitude, amounting in the aggregate to the large sum of \$18,073 93. It is a question in my mind if this expense could not be saved to the State, either by fixing a maximum price for the cost of these documents, modifying, or repealing the law entirely. Whether the law, as now in force and carried out, is of enough value to the State, or is a protection to the *bona fide* electors of this commonwealth, to outweigh the expense to the people, is a matter of grave doubt in my mind; and, feeling that the money so expended should be saved to the State if possible, I have taken the liberty to call the attention of your Excellency to what, in my humble opinion, is a matter of considerable importance.

On the 2d day of May, 1873, during the first session of the 28th General Assembly, the following resolution was adopted:

WHEREAS, the enactments of the 28th General Assembly have made great changes in our Statute laws, and it is desirable that the public officers throughout the State be made acquainted therewith at the earliest possible moment; therefore, be it

*Resolved by the House of Representatives, the Senate concurring herein,* That 6,000 copies of the laws of this session of the 28th General Assembly be published, in the usual manner and style of binding, and in lieu of the number required by law to be made, for immediate distribution, and that the Secretary of State be, and he is hereby directed to forward without delay, as soon as published, one copy thereof to the clerks of each of the Circuit and County Courts of the State, and twenty-two copies thereof to each member of the General Assembly, provided the same can be done within thirty days after the adjournment of this session of the General Assembly, the Secretary to pay the cost of distributing said laws, and of copying the same for the printer, at not exceeding four cents per hundred words, out of the contingent fund of his office.

In accordance with said resolution I have distributed the copies as directed, the number so distributed amounting to 4,488. There were still left in my possession 1,512 bound copies of the laws for distribution, for which there was no definite instruction, and believing it was the intention of the General Assembly that they should be distributed among the people, I took the responsibility to set aside enough copies for the use of the members of the 28th General Assembly at its adjourned session, and then distributed the balance as follows, viz: One copy to each Judge of the Supreme, Circuit and County Courts in the State; one copy to each college library in the State; one copy to every public library in the State, so far as known to me; one copy to each newspaper in the State, so far as I was able to ascertain; and one copy to each State and Territory in the United States.

In my opinion, it would have been wise if the aforesaid resolution of instruction to me had provided for the printing of a number sufficient to have allowed for the distribution of a copy not only to members of the General Assembly and others, but also to each Justice of the Peace, Police Magistrate, and judicial officer in the State; but (after complying with the instructions of the resolution) the number of copies left being insufficient, I could not, without "unjust discrimination," send to any of the County Clerks for distribution to such officers. I therefore determined to do the best I could to get the laws before the people, and pursued the course as designated above, and in which I hope and believe I will be sustained by your Excellency and the General Assembly.

Near the close of the first session of the 28th General Assembly, the following joint resolution of instruction was adopted, viz:

*Resolved by the House of Representatives, the Senate concurring herein,* That the Secretary of State be directed to have published during the recess, and in the usual form, the Journals of both Houses up to the time of the adjournment of the present regular session: *Provided,* that this publication, so far as it goes, shall be in lieu of that required by law to be made, and within the same time as if the General Assembly adjourned *sine die* on the 6th day of May, 1873.

As the number of copies of the Journals to be published was not designated in the above resolution, I was obliged to act on my judgment as to what I believed was the intention of the members of the Legislature in this matter, and therefore ordered the Public Printer to print five hundred copies each of the Senate and House Journals; and at the same time, desiring to reflect the wishes of the members aforesaid, I instructed the State Binder to bind two hundred and twenty-five (225) copies of said Journals in a more substantial manner than ordinary, for the use of the members of the present session. In this I am sustained by the other members of the Board of Commissioners of Public Printing, and hope to be by the General Assembly.

In this connection it may be proper for me to report, that upon consultation with the Commissioners of Public Printing, it was decided that it would be for the interests of the people of the State that the various reports, which were laid before your Excellency, and the present General Assembly, at its first session, (which are to be printed and distributed pursuant to law) should be printed and distributed as speedily

as possible, in order that the people, who are to be benefited by the information contained in said reports, should receive them soon. I therefore ordered the State Printer to print the reports as provided by law, and the same are now in the hands of the State Binder, who has orders to finish his work as speedily as possible. The Commissioners, believing they have acted in this, as in other matters, for the best interests of the State and the people, hope to be sustained in their action by your Excellency and the Legislature.

In accordance with section 15 of the law for Public Printing, a practical printer has been employed by the Secretary of State since December, 1872, and is still so employed.

The present law regulating the public printing, with the few changes as suggested by the committee on revision, is, in my opinion, a most excellent law, and I do not think could be made more satisfactory in any respect.

[Signed]

GEO. H. HARLOW,  
*Secretary of State.*

Mr. Dunham, from the committee on revision, introduced House bill, No. 644, for "An act to revise the law in relation to joint rights and obligations."

Which was read a first time, and ordered to a second reading.

Mr. Dunham, from the committee on revision, introduced House bill, No. 645, for "An act to revise the law in relation to limited partnerships."

Which was read a first time, and ordered to a second reading.

Mr. Dunham, from the committee on revision, introduced House bill, No. 646, for "An act to revise the law in relation to mandamus."

Which was read a first time, and ordered to a second reading.

Mr. Dunham, from the committee on revision, introduced House bill, No. 647, for "An act to revise the law in relation to names."

Which was read a first time, and ordered to a second reading.

Mr. Dunham, from the committee on revision, introduced House bill, No. 648, for "An act to revise the law in relation to notices."

Which was read a first time, and ordered to a second reading.

Mr. Dunham, from the committee on revision, introduced House bill, No. 649, for "An act to revise the law in relation to oaths and affirmations."

Which was read a first time, and ordered to a second reading.

Mr. Dunham, from the committee on revision, introduced House bill, No. 650, for "An act to revise the law in relation to plats."

Which was read a first time, and ordered to a second reading.

Mr. Dunham, from the committee on revision, introduced House bill, No. 651, for "An act to revise the law in relation to promissory notes."

Which was read a first time, and ordered to a second reading.

Mr. Dunham, from the committee on revision, introduced House bill, No. 652, for "An act to revise the law in relation to state library."

Which was read a first time, and ordered to a second reading.

On motion of Mr. Granger,

At 12 M., the House adjourned to 2 P. M.

TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Dunham, from the committee on revision, introduced House bill, No. 653, for "An act to revise the law in relation to township organization."

Which was read a first time, and ordered to a second reading.

By consent, Mr. Mulvane was permitted to record his vote in favor of concurring in the Senate amendment to the House resolution in relation to the salary of Congressmen, which was before the House on yesterday.

Mr. Dunham, from the committee on revision, introduced House bill, No. 654, for "An act to amend an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' approved March 30, 1872."

Which was read a first time, and ordered to a second reading.

Mr. Dunham, from the committee on revision, introduced House bill, No. 655, for "An act to amend an act entitled 'an act concerning bail in civil cases,' approved January 22, 1872."

Which was read a first time, and ordered to a second reading.

A message from the Senate by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit:

*Resolved by the Senate, the House of Representatives concurring therein,* That the joint committee of the Senate and House of Representatives on revision, be and the same is hereby continued during the present session of the General Assembly, and that said committee is hereby authorized to employ a clerk, when, in its discretion, the business before said committee shall require.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

House bills on first reading being in order,

House bill, No. 259, for "An act to simplify the forms of pleading,"

Was taken up, read a first time, and

On motion of Mr. Connolly,

The bill was referred to the committee on judiciary.

By consent, Mr. Oleson introduced House bill, No. 656, for "An act to amend section sixty-four (64) of an act entitled 'an act to provide for the election and qualification of justices of the peace and constables, and to provide for the jurisdiction and practice of justices of the peace in civil cases, and fix the duties of constables, and to repeal certain acts therein named,' in force July 1, 1872."

Which was referred to the committee on judiciary.

By consent, Mr. Wicker submitted the following resolution:

WHEREAS, We, the People of the State of Illinois, represented in the General Assembly, being in full sympathy with the wants of commerce, and satisfied that our great State is, and that all the States of the northwest are in commercial trouble because of the want of sufficient circulating medium to do their business, the evidence of which we have seen in the late commercial panic, the amount of such circulating medium authorized by Congress being inadequate to the wants and requirements of the business and commerce of the country, which is sufficiently proved by the almost universal call from all parts of the south and west for an increase of circulation; and, whereas, the Congress of the United States many years ago did assume the power to contract the issue and limit the volume of paper money to be used in transacting the business of the nation, since which time the settlement of new territories, with greatly increased population, has so widened and extended the boundaries of the government as to render an increase of currency in either national bank or legal-tender notes an absolute necessity, to the end that the citizens of the United States, as a whole, may successfully maintain their commercial influence and prosperity, and thus aid in the development of the great agricultural and mineral resources of the country: be it, therefore,

*Resolved, 1.* That our Representatives and Senators in Congress be and they are hereby respectfully requested to use their influence to obtain from Congress the passage of an act authorizing an increase

of legal-tender notes or national bank paper of not less than \$100,000,000. That such amendment shall be made to the national bank act as will permit of the issue of national bank bills to the extent of the wants of all parties who shall desire to organize banks under the provisions of said law.

2. That in the opinion of this legislature the resumption of specie payments at the present time would be disastrous to the commercial, manufacturing, and agricultural interests of the northwest, and believing that the nation is not prepared for a return to specie payments, we respectfully urge upon our representatives that they oppose any such measure.

3. That a copy of this preamble and resolutions be forwarded to each of the Senators and Representatives of our State at Washington, with the request that their influence be used for the passage of laws embraced in the foregoing resolutions.

On motion of Mr. Wicker,

The resolution was referred to the committee on banks and banking.

House bill, No. 302, for "An act to amend an act entitled 'An act to provide for the exercise of the right of eminent domain,' approved April 10, 1872,"

Was taken up, read a first time, and ordered to a second reading.

House bill, No. 160, for "An act relating to grades in cities and towns,"

Was taken up, read a first time, and ordered to a second reading.

House bill, No. 227, for "An act to amend section twelve and section fourteen of an act entitled 'An act to provide for the removal of county seats,' approved March 15, 1872,"

Was taken up, read a first time, and,

On motion of Mr. Dement,

Was laid on the table.

Mr. Armstrong of Grundy (by consent) introduced House bill, No. 657, for "An act to correct an error in section two of enrolled House bill, No. 304, entitled 'An act concerning jurors,' in force July 1, 1873."

Which was read a first time, and ordered to a second reading.

Mr. Lietze (by consent) introduced House bill, No. 658, for "An act to amend section three (3) of an act entitled 'An act in regard to practice in courts of record,' approved February 22, 1872, in force July 1, 1872."

Which was referred to the committee on judiciary.

Mr. Harvey (by consent) introduced House bill, No. 659 for "An act to protect the citizens of the State of Illinois from empiricism, and to elevate the standing of the medical profession."

Which was referred to the committee on judiciary.

Mr. Carpenter (by consent) submitted the following resolution :

*Resolved*, That the Railroad Commissioners be and hereby are requested to furnish to this House a detailed statement of all moneys expended, or contracted to be expended by them, as retaining fees, or for any other purpose, since the adjournment of the General Assembly in May last.

Which was adopted.

Mr. Sawyer (by consent) submitted the following resolution :

*Resolved*, That the committee on revenue be and are hereby instructed to draft a bill extending the time of the payment of the taxes of 1863, and the return of the collectors' books to May 10, 1874.

Which was not adopted.

Mr. Savage (by consent) presented a petition from citizens of Will county, asking for a change in the revenue law.

Which was referred to the committee on revenue.

Mr. Pollock (by consent) presented a petition from citizens of Ford county, asking for an extension of time for payment of taxes.

Which was referred to the committee on revenue.

Mr. Snow (by consent) introduced House bill, No. 660, for "An act to amend an act entitled 'Practice in courts of record,' approved February 22, A. D. 1872."

Which was referred to the committee on judiciary.

Mr. Grant (by consent) introduced House bill, No. 661, for "An act to amend an act entitled 'An act to fix the salaries of state officers, etc.,' approved March 29, 1872, in force July 1, 1872."

Which was read a first time, and referred to the committee on fees and salaries.

On motion of Mr. Rountree,

By consent, the Senate resolution in relation to continuing the committee on revision was taken up and concurred in.

Mr. Walker (by consent) submitted the following resolution :

*Resolved*, That the committee on revision be requested to report a bill providing for a means of trying the rights of property, when a levy is made in any execution, before a county judge or some other competent person.

On motion of Mr. Lane of Hancock,

The resolution was referred to the committee on judiciary.

Mr. Orendorff (by consent) submitted the following resolution :

*Resolved by the House of Representatives*, That his Excellency, the Governor of the State of Illinois, is hereby respectfully requested to lay before this House a copy of all official documents in the executive office relating to the death of Henry Williams, a convict in the State Penitentiary.

Mr. Lietze moved to lay the resolution on the table.

Which was not agreed to—yeas 8, nays 92—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Bryant, Bullard, Dresser, Forth, Lietze, McPherran, Sheridan, Westfall—8.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of Grundy, Armstrong of La Salle, Ballow, Bishop of McHenry, Booth, Bradwell, Branson, Casey, Carpenter, Chambers, Connolly, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Easley, Efner, Freeland, Freeman, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hart, Hawes, Henry, Herrington, Hite of St. Clair, Holles, Hollenback, Hopkins, Jaquess, Jessup, Jones, Kase, Lane of Hancock, Lemma, Mann, Marsh, Massie, McAdams, McDonald, Meacham, Moore of Adams, Moose, Morrison, Moffett, Mulvane, Nulton, Oakwood, Oberly, Oleson, Orendorff, Pinnell, Plowman, Pollock, Pyatt, Ray, Rogers, Rountree, Savage, Scanlan, Scott, Senne, Shumway, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Virden, Walker, Warner, Washburn, Webber, Webster, Wicker, Mr. Speaker.

So the motion to lay on the table was not agreed to.

Mr. Hawes moved to postpone the further consideration of the resolution until 7:30 o'clock P. M.

Which was not agreed to.

On motion of Mr. Hite of St. Clair,

The previous question was ordered.

The question then being on the adoption of the resolution, it was decided in the affirmative.

On motion of Mr. Cronkrite,

At 4:20 P. M. the House adjourned to 10 A. M. to-morrow.

FRIDAY, JANUARY 9, 1874.

The House met at 10 o'clock A. M.

Prayer by the Rev. Mr. Paynter.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Cassidy,

The further reading of the same was dispensed with.

On motion of Mr. Cassidy,

The rules were suspended, and he was permitted to submit the following resolution :

WHEREAS, the constitution of the United States makes it the duty of Congress to regulate commerce between the States; and whereas, this House did, on the 16th day of January, 1873, adopt the following resolution, which lies in the Senate, and has not been concurred in; therefore,

*Resolved by the House of Representatives, the Senate concurring or not,* That our Senators in Congress be instructed and our Representatives requested to use all lawful means to procure a law of Congress preventing railroad or transportation companies, doing business through or between the States, from making unjust charges or discriminations for such service.

On motion of Mr. Marsh,

The resolution was referred to the committee on federal relations.

By consent, Mr. Rogers was permitted to record his vote in favor of concurring in the Senate amendment to the House resolution, in relation to the increased pay of congressmen.

The Speaker laid before the House the following communication :

MT. CARROLL, ILL., January 5, 1874.

HON. SHELBY M. CULLOM, *Speaker House of Representatives* :

SIR—I have the honor to tender my resignation as First Assistant Clerk of the House of Representatives, to take effect on the 6th inst., by reason of having been elected treasurer of Carroll county.

With thanks to the members and officers of the House for their uniform courtesies,

I remain your obedient servant,

J. F. ALLISON.

Which resignation was accepted by the House.

Mr. Orendorff submitted the following :

WHEREAS, the office of First Assistant Clerk of this House is made vacant by the resignation of J. F. Allison; now, therefore, be it

*Resolved,* That J. D. Hamilton, the present Second Assistant Clerk, be and he is hereby elected First Assistant Clerk, and that G. W. Johns, the present Third Assistant Clerk, be and he is hereby elected Second Assistant Clerk, and that the Clerk proceed to call the roll for the election of a Third Assistant Clerk.

Which was adopted.

Mr. Orendorff then put in nomination Miss Mary O. Charlton, of Cook county.

Mr. Efner put in nomination Mr. John M. Adair, of Carroll county.

Mr. Hawes put in nomination Mr. J. H. Ball, of Logan county.

Mr. Westfall put in nomination Mr. J. A. Blair, of Warren county.

Mr. Granger put in nomination Mr. W. B. Bradford, of Knox county.

Mr. Starr put in nomination Mr. Isaac Lambert, of Peoria county.

Mr. Armstrong of Grundy put in nomination Mr. W. B. Taylor, of Marshall county.

The vote was then taken, which resulted as follows :

Those voting for Miss Mary O. Charlton are :

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Bishop of McHenry, Booth, Bradwell, Casey, Cassidy, Crawford, Dolton, Dunham, Gordon, Granger, Gridley, Hawes, Herrington, Holles, Hopkins, Jaques, McGee, Mitchell, Morrison, Mulvane, Oakwood, Oberly, Orendorff, Pollock, Race, Ray, Rogers, Rountree, Senne, Soule, Stewart of Winnebago, Stroud, Thomas, Truitt, Warner, Wicker, Wymore, Mr. Speaker—42.

Those voting for Mr. Blair are :

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Cronkrite, Davis, Dolan, Easley, Ferrier, Forth, Graham, Grant, Harvey, Henry, Hite of Madison, Hite of St. Clair, Hollenback, Jessup, Lane of Hancock, Lemma, Lewis, Mann, Masie, McAdams, McDonald, Meacham, Moore of Adams, Moose, Neville, Newton, Savage, Scanlan, Scott, Shumway, Starr, Stewart of McLean, Streeter, Taggart, Thornton, Virden, Walker, Webster, Weinheimer, Westfall—42.

Those voting for Mr. Adair are :

Messrs. Barkley, Blakely, Efner, Jackson, Jones, Marsh, McPherran, Rice—8.

Those voting for Mr. Ball are :

Messrs. Branson, Flanders, Freeland, Hart, Hay, Snow—6.

Those voting for Mr. Bradford are :

Messrs. Sawyer, Sheridan, Webber—3.

Those voting for Mr. Taylor are :

Messrs. Bryant, Crosby, Darnall, Dewey, Moore of Marshall, Moffett, Pinnell, Pyatt—8.

Charlton.....	42
Blair.....	42
Adair.....	8
Ball.....	6
Bradford.....	3
Taylor.....	8



No candidate having received a majority of all the votes cast, the vote was again taken, with the following result:

Those voting for Miss Charlton are:

Messrs. Alexander of Crawford, Alexander of Montgomery, Andersen, Armstrong of Grundy, Ballow, Barkley, Bishop of McHenry, Booth, Bradwell, Branson, Bryant, Casey, Cassedy, Crawford, Crosby, Dement, Dolton, Dunham, Efner, Freeland, Freeman, Gordon, Granger, Gridley, Hart, Hawes, Hay, Herrington, Hite of St. Clair, Holles, Hopkins, Jaques, Jackson, McGee, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvane, Oakwood, Oberly, Orendorff, Pellock, Pyatt, Race, Ray, Rogers, Rountree, Scanlan, Senne, Snow, Soule, Starr, Stewart of Winnebago, Thomas, Truitt, Warner, Webster, Webster, Wicker, Wymore, Mr. Speaker—62

Those voting for Mr. Blair are:

Messrs. Armstrong of LaSalle, Blakely, Chambers, Connolly, Darnell, Davis, Dewey, Dolan, Easley, Ferrier, Flanders, Forth, Golden, Graham, Grant, Griffith, Harvey, Henry, Hite of Madison, Hollenback, James, Jessup, Jones, Lane of Hancock, Lemma, Lewis, Lietse, Mann, Marsh, Massie, McAdams, McDonald, McPherran, Meacham, Moore of Adams, Moose, Neville, Newton, Pinnell, Savage, Sawyer, Scott, Sheridan, Shumway, Stewart of McLean, Streeter, Stroud, Taggart, Thornton, Virden, Walker, Weinheimer, Westfall—53.

Those voting for Mr. Adair are:

Messrs. Cronkrite and Rice—2.

Charlton.....	62
Blair.....	53
Adair.....	2

Miss Mary O. Charlton having received a majority of all the votes cast, was declared elected Third Assistant Clerk.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 435, for "An act to amend section 1 of an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

The House then took up the unfinished business of Wednesday, being the consideration of House bill, No. 623, for "An act to revise the law in relation to counties," on first reading.

On motion of Mr. Morrison,

The vote by which the motion to refer the bill to the committee on county and township organization was lost, was reconsidered.

The question then being on the motion to refer the bill to the committee on county and township organization, it was decided in the affirmative.

Mr. Oberly (by consent) introduced House bill, No. 662, for "An act authorizing the board of county commissioners, elected in pursuance of article 10, section 6, of the constitution, to exercise the power and perform the duties heretofore devolving upon the county courts, in the transaction of county business, in counties not under township organization."

Which was read a first time, and referred to the committee on county and township organization.

Mr. Crawford (by consent) introduced House bill, No. 663, for "An act to repeal an act entitled 'an act to enable railroad companies to borrow money and mortgage their property and franchises therefor,' approved May 7, 1873."

Which was read a first time and referred to the committee on corporations.

Leave of absence was granted to Messrs. Carpenter and Wood.

Mr. Anderson (by consent) introduced House bill, No. 664, for "An act requiring corporations to pay damages in certain cases of appeal and change of venue."

Which was referred to the committee on railroads.

By consent, House bill, No. 634, for "An act to amend section forty-four of an act entitled 'an act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of Inferior Courts in cities and towns; of the County Officers of Cook County; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of Masters-in-Chancery, Notaries Public, Commissioners, Arbitrators, Jurors, Witnesses, Justices of the Peace, Constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,'" was read a second time.

Mr. Rountree submitted the following amendment:

Add to the bill, "Whereas, there is no provision of law for the payment of jurors for their services in counties of the third class, and thereby an emergency exists, this act shall take effect and be in force from and after its passage;" which was adopted.

The bill was then ordered engrossed for a third reading.

By consent, Senate bill, No. 435, for "An act to amend section one (1) of an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,'" was read a second time.

Was taken up, read a first time and referred to the committee on judiciary.

Mr. Hawes (by consent) presented a petition from citizens of Emden, Logan county, Illinois, asking to be incorporated; which was referred to the committee on corporations.

House bills on second reading being in order,

House bill, No. 601, for "An act to revise the law in relation to abatement,"

Was taken up and read a second time.

Mr. Starr offered the following:

Amend section 3 by prefixing to the section, "Pleas in abatement may be amended; but."

Which was not agreed to.

Mr. Connolly offered the following:

Amend section 4, by adding, "but no defendant shall be allowed to file more than one plea in abatement for non-rejoinder of defendants in the same case."

Which was not agreed to.

Mr. Connolly offered the following:

Amend section 8 by inserting after the word "allowed," the words "to the same defendant."

Which was agreed to.

Mr. Branson moved to strike out the proviso in paragraph six; which was agreed to.

Mr. Lane of Hancock offered the following:

Amend section 10, line six, by striking out the word "prosecuted," and inserting the word "prosecute."

Which was agreed to.

Mr. Connolly offered the following:

Amend section 10 by striking out the phrases "petitioner or complainant," and "proceeding or complaint in law or equity," wherever they occur.

Which was not agreed to.

Mr. Connolly submitted the following amendment:

Amend section 2 by striking out the word "all," in line 2, and inserting the word "full."

Which was not adopted.

The bill, as amended, was then ordered engrossed for a third reading. House bill, No. 602, for "An act to revise the law in relation to the adoption of children," was read a second time.

Mr. Crawford submitted the following amendment:

Amend lines 2 and 3, section 3, by striking out the words "or if either is insane or imprisoned in the penitentiary," and the words "the other," in line 3.

Which was adopted.

Mr. Oberly moved to reconsider the vote by which the amendment was adopted.

On motion of Mr. Armstrong of Grundy,

At 12 o'clock M. the House adjourned to 2 o'clock P. M.

#### TWO O'CLOCK P. M.

The House resumed the unfinished business of this morning, being the consideration of the motion to reconsider the vote by which the amendment to House bill, No. 602, was adopted.

The question being on the motion to reconsider, it was decided in the negative.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit:

*Be it resolved by the Senate, the House of Representatives concurring herein, That our Senators in Congress be instructed, and our Representatives be requested to vote for and urge the immediate and unconditional repeal of an act of Congress known as the general bankrupt law; that the Secretary of State shall transmit to each of our Senators and Representatives in Congress an authenticated copy of this resolution.*

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Ferrier, it was

*Resolved by the House of Representatives, That the Secretary of State be requested to lay before the House the Governor's message vetoing House bill, No. 370, in regard to the registry law, at his earliest convenience.*

Mr. Jones submitted the following:

WHEREAS it is understood that the Secretary of State has decided he has no authority to furnish this adjourned session of the General Assembly with stationery and other articles for the use of the House and the various committees; therefore, be it

*Resolved, That the Secretary of State be and is hereby authorized and directed to furnish the Clerk of this House, the Doorkeeper of this House, and the respective chairmen of the various committees of this House, upon their written order, with the necessary stationery and other articles that may be needed for the use of the House and committees during the session, and that a detailed statement of articles so furnished by the Secretary of State be made by him before the close of the session, and that such report be entered at length upon the journals of the House.*

Which was adopted.

On motion of Mr. Armstrong of Grundy,

The Senate resolution in relation to instructing our Senators in Congress, and requesting our Representatives to urge the repeal of the general bankrupt law, was taken up.

Mr. Mulvane moved to refer the resolution to the committee on federal relations.

Mr. Anderson moved to lay the motion to refer on the table; which was agreed to.

The question then being on concurring in the Senate resolution, it was decided in the affirmative, yeas 70, nays 32—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bishop of McHenry, Blakely, Booth, Bradwell, Cassidy, Connolly, Crawford, Cronkite, Crosby, Darnell, Davis, Dement, Dewey, Ether, Ferrier, Forth, Freeman, Gordon, Graham, Grant, Gridley, Griffith, Henry, Hite of St. Clair, Hollenback, Jaquess, Jackson, James, Lewis, Lietze, Mann, Marsh, McAdams, McDonald, McFee, McPherran, Mescham, Mitchell, Moore of Marshall, Moore of Adams, Moose, Morrison, Neville, Nulton, Orendorf, Pinnell, Pollock, Pyatt, Rogers, Rountree, Savage, Scanlan, Shumway, Snow, Soule, Starr, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Virden, Webber, Weinheimer, Wymore—70.

Those voting in the negative are,

Messrs. Alexander of Crawford, Barkley, Branson, Chambers, Dolan, Dunham, Flanders, Freeland, Granger, Hart, Harvey, Hawes, Holles, Jones, Lane of Hancock, Loomis, Massie, Mulvane, Oberly, Plowman, Ray, Rice, Sawyer, Scott, Senne, Sheridan, Stewart of McLean, Thornton, Truitt, Webster, Westfall, Mr. Speaker—32.

So the Senate resolution was concurred in.

Mr. Cassidy moved to reconsider the vote by which the resolution authorizing the Secretary of State to furnish the clerk, doorkeeper, and the chairmen of various committees with necessary stationery and other articles, was adopted; which was not agreed to.

House bill, No. 603, for "An act to revise the law in relation to the Department of Agriculture, County Agricultural Boards and Agricultural Fairs," was taken up.

Mr. Moore of Marshall submitted House bill, No. 665, for "An act to revise the law in relation to the Department of Agriculture, County Agricultural Boards and Agricultural Fairs," as a substitute for said House bill No. 603, and,

On motion of Mr. Moore of Marshall,

The bill and substitute were referred to the committee on agriculture.

House bill, No. 604, for "An act to revise the law in relation to amendments and joinders,"

Was read a second time, and ordered engrossed for a third reading.

House bill, No. 605, for "An act to revise the law in relation to apprentices," was read a second time.

Mr. Scanlan submitted the following amendment:

That wherever the word "master" appears in this bill, it be stricken out and the word "employer" be inserted.

Which was not adopted.

Mr. Hopkins submitted the following amendment to section 10:

Strike out the words "new Bible," and insert "five dollars."

Which was not adopted.

Mr. Oberly submitted the following amendment:

Insert in line 2, section 16, after the word "State," the words "without the consent of the county court."

Which was adopted.

Mr. Gordon moved to amend the bill by striking out sections nineteen (19), twenty (20) and twenty-one (21).

A division of the questions being called for, a vote was taken on the questions separately; and,

The first question being on striking out section 19, it was decided in the negative.

The second question being on striking out section 20, it was decided in the affirmative.

The third question being on striking out section 21, it was decided in the affirmative.

Mr. Massie submitted the following amendment:

Add to end of 10th section, "and twenty dollars in money in all cases where the term of service has been one year or more."

Which was adopted.

Mr. Bradwell submitted the following amendment:

Insert the word "or" before the word "entice," in the 1st line of the 19th section, and strike out the words "aid or assist," in the same line.

Which was adopted.

Mr. Connolly submitted the following amendment:

Amend section 2 by inserting "such" between the words "no" and "parent," in the 7th line.

Which was not adopted.

The bill was then ordered engrossed for a third reading.

Mr. Hay, from the committee on judiciary, to which was referred House bill, No. 607, for "An act in regard to Attorneys-General and State's Attorneys," reported the same back, and recommended its passage.

The bill was then read a second time.

Mr. Armstrong of Grundy submitted the following amendment:

Amend by striking out all of section 1, after the oath of office, commencing with the word "and" in the 9th line, and substitute the following: "And shall also execute a bond, to the People of the State of Illinois, with good and sufficient sureties, that of the Attorney-General in the penal sum of ten thousand dollars, to be approved by the Governor and then filed in the office of the Secretary of State; and that of each State's Attorney in the penal sum of five thousand dollars, to be approved by the county court of his respective county, which approval shall be endorsed upon said bond, and said bond, with the approval thereof endorsed, shall be entered of record in said county court, and then forwarded by the county clerk to the Secretary of State to be filed in his office. Each and every of said bonds shall be conditioned upon the faithful discharge of the duties of said office, and the paying over all moneys as provided by law, which bonds shall run to and be for the benefit of the State, county, corporation or person injured by a breach of any of the conditions thereof."

Which was adopted.

Mr. Jaquess submitted the following amendment:

Amend by adding after the word "ability," in the 8th line in section 1, "I will not receive or accept any fee, reward or gift, either directly or indirectly, from any person or persons whom it may be my duty to prosecute."

Which was not adopted.

Mr. Armstrong of Grundy submitted the following:

Amend section 3, by striking out the words "declared elected," in the 2d and 3d lines, and insert the words "notified of his election by the Secretary of State."

Which was not adopted.

Mr. Crawford moved to amend section 3 by striking out the word "three," in the 4th line, and inserting the word "two;" which was agreed to.

Mr. Rountree moved to amend section 5 by striking out the word "the," in the 3d line, and inserting the word "any;" which was agreed to.

Mr. Henry submitted the following amendment:

Add to the end of section 5 another clause, as follows: "*Eleventh*—To appear in all proceedings by collectors of taxes against delinquent taxpayers for judgments to sell real estate, and see that all the necessary preliminary steps have been legally taken to make the judgment legal and binding."

Which was adopted.

Mr. Rountree submitted the following amendment to section 6:

Amend by adding the following: "and the amount of such warrant shall be deducted from the salary of the Attorney-General or State's Attorney, whose duties have been performed as aforesaid."

Which was adopted.

The report of the committee, as amended, was concurred in, and

The bill, as amended, ordered engrossed for a third reading.

House bill, No. 608, for "An act to revise the law in relation to attorneys and counsellors," was taken up.

Mr. Bradwell moved to recommit the bill to the committee on revision; which was not agreed to.

The bill was then read a second time.

Mr. Moffett submitted the following amendment:

Insert the words "of record" after the word "State," in the 4th line of the 1st section.

Which was adopted, yeas 83, nays 19—the yeas and nays being demanded by five members.

Those voting in the affirmative are:

Messrs. Alexander of Montgomery, Anderson, Armstrong of La Salle, Ballow, Blakely, Booth, Bulard, Cassidy, Chambers, Cronkrite, Crosby, Darrell, Davis, Dewey, Dolan, Dolton, Eber, Flanders, Forth, Freeman, Gordon, Graham, Granger, Gridley, Griffith, Hart, Harvey, Hawes, Hay, Henry, Herrington, Holles, Hopkins, Jaques, Jackson, James, Jones, Lane of Hancock, Lietze, Loomis, Maasie, McDama, McGee, Meacham, Mitchell, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Neville, Newton, Nulton, Oakwood, Oberly, Orendorff, Pinnell, Plowman, Pyatt, Race, Ray, Rice, Rogers, Savage, Sawyer, Scanlan, Scott, Senné, Snow, Soule, Stewart of Winnebago, Stroeter, Stroud, Taggart, Thomas, Thornton, Truitt, Virden, Warner, Webster, Westfall, Wymore, Mr. Speaker—83

Those voting in the negative are:

Messrs. Bradwell, Branson, Casey, Connolly, Crawford, Dement, Dunham, Freeland, Hite of St. Clair, Hollenback, Lewis, Marsh, McDonald, McPherran, Mulvane, Pollock, Rountree, Starr, Walker—19.

So the amendment was adopted.

Mr. Lewis submitted the following amendment:

Amend section one, at the end of line eight, by inserting the words "courts of this state," instead of "within this state."

Which was not adopted.

Mr. Bradwell submitted the following amendment:

Amend by adding to section one the following: "No person shall be refused a license under this act on account of sex."

Which was adopted.

Mr. Morrison submitted the following amendment:

After the word "law," in the third line, insert the words "in any court of record."

Which was not adopted.

Mr. Scanlan, at 4:35 o'clock P. M., moved that the House adjourn; which was not agreed to.

Mr. Moffett submitted the following amendment:

Add the following: "§—. Whenever a plaintiff is commencing suit, he shall first make a written statement of the evidence he will produce. Any attorney at law shall give said plaintiff a copy of said statement over his signature; and if any attorney shall advise such plaintiff to commence suit upon such written statement, and if upon trial it shall appear that such written statements were true, then, if the suit of such plaintiff shall terminate adverse to the plaintiff, then such attorney shall not be entitled to collect any fee from the plaintiff for his services in such suit."

Which was not adopted.

The bill was then ordered engrossed for a third reading.

On motion of Mr. Armstrong of La Salle,

The vote by which House bill, No. 607, for "An act in regard to attorneys general and state's attorneys" was ordered engrossed for a third reading, was reconsidered.

Mr. Armstrong of La Salle submitted the following amendment:

Add after the word "county," paragraph two, section five, the following: "And prosecute all suits that may be commenced against any railroad company in his county for violation of law."

Which was not adopted.

Mr. Jones submitted the following resolution:

WHEREAS, This General Assembly has passed a law providing that the schedule of rates adopted by the Board of Railroad and Warehouse Commissioners shall become *prima facie* evidence on the 15th day of January, 1874; and as the members of this House have not the schedule upon their desks; therefore, be it

*Resolved*, That the Board of Railroad and Warehouse Commissioners be respectfully requested and instructed to furnish the schedules of rates adopted by them to this House at the earliest practical moment.

Which was adopted.

Mr. Plowman entered a motion to reconsider the vote by which House bill, No. 608, for "An act to revise the law in relation to attorneys and counsellors," was ordered engrossed for a third reading.

Mr. Harvey, at 5:10 o'clock P. M., moved that the House adjourn; which was not agreed to.

On motion of Mr. Lemma,

At 5:12 o'clock P. M., the House adjourned until 10 o'clock A. M. tomorrow.

SATURDAY, JANUARY 10, 1874.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Paynter.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Thornton,

The further reading of the same was dispensed with.

Mr. Ferrier, from the committee on elections, submitted the following report:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

Your committee, to whom was referred the credentials of Hon. Joseph H. Ewing, Representative elect from the 32d senatorial district; also, a resolution relative to the removal of Hon. W. T. Sylvester from said district, having had the same under consideration, report that they find that the Hon. Joseph H. Ewing has been duly elected Representative

from said 32d senatorial district to this General Assembly, to fill the vacancy caused by the removal of said Hon. W. T. Sylvester from said district, and that he is entitled to a seat as such Representative.

T. E. FERRIER,

*Chm'n Com. on Elections.*

On motion of Mr. Ray,

The report and accompanying papers were recommitted to the committee on elections.

Mr. Moore of Adams introduced House bill, No. 664, for "An act in regard to assessors and collectors in certain incorporated cities, and to extend the time for the assessment and collection of the county and state taxes of 1873 therein."

Which was referred to the committee on revenue.

Mr. Rogers (by consent) submitted the following resolution:

*Resolved*, That the committee on revenue be and are hereby instructed to draft a bill, and report the same to this House at its earliest convenience, extending the time for the payment of taxes of 1873, and the return of the collectors' books, to May 10, 1874.

Which was adopted—yeas 63, nays 37—the yeas and nays being demanded by five members.

Those voting in the affirmative are:

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Barkley, Blakely, Bradwell, Branson, Bullard, Casey, Cassidy, Connolly, Crosby, Davis, Dement, Dewey, Dolan, Easley, Ether, Forth, Gordon, Granger, Grant, Griffith, Hart, Harvey, Hawes, Herrington, Hite of Madison, Hite of St. Clair, Hollenback, Jaques, Jackson, Lemma, Lewis, Lietze, Mann, Marsh, Masale, McAdams, McPherran, Middlecoff, Mitchell, Morrison, Neville, Newton, Oakwood, Orendorf, Plowman, Ramey, Rice, Rogers, Savage, Sawyer, Scott, Sheridan, Soule, Stroud, Thomas, Walker, Webber, Weinheimer, Westfall, Wymore, Mr. Speaker—63.

Those voting in the negative are:

Messrs. Armstrong of Grundy, Armstrong of La Salle, Booth, Chambers, Crawford, Cronkite, Darnell, Dunham, Flanders, Freeland, Freeman, Golden, Graham, Gridley, Hay, Henry, Hopkins, James, Jessup, Lane of Hancock, Meacham, Moore of Adams, Mulvane, Oberly, Oleason, Pyatt, Ray, Rountree, Scanlan, Senne, Shumway, Snow, Stewart of McLean, Taggart, Thornton, Warner, Webster—37.

So the resolution was adopted.

By consent House bill, No. 657, for "An act to correct an error in section two of enrolled House bill, No. 304, entitled 'An act concerning jurors,' in force July 1, 1873,"

Was taken up and read a second time.

Mr. Armstrong of Grundy submitted the following amendment:

Add the following: "Whereas there is a variance between House bill, No. 304, as passed by the General Assembly, and the enrolled act, as approved by his excellency the Governor on the 7th day of May, 1873; therefore an emergency exists, and this act shall take effect and be in force from and after its passage."

Which was adopted.

The bill was then ordered engrossed for a third reading.

The consideration of House bill, No. 607, for "An act in regard to attorneys general and state's attorneys," on second reading, being in order,

Mr. Armstrong of LaSalle offered the following amendment:

Add to section five, second paragraph the following: "Also, to prosecute all suits in his county against railroad or transportation companies for extortion or unjust discrimination, or violation of any law of this state that shall come to his knowledge."

Which was adopted, yeas 65, nays 33—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Blakely, Bradwell, Branson, Cassidy, Chambers, Connolly, Cronkite, Crosby, Darnell, Davis, Dewey, Dolan, Easley, Ether, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Gridley, Griffith, Harvey, Hawes, Herrington, Hite of Madison, Jaques, Jackson, Lietze, McAdams, Mc-



Pherran, Meacham, Middlecoff, Moore of Adams, Morrison, Oakwood, Plowman, Pyatt, Race, Ramey, Ray, Rice, Rogers, Savage, Senna, Snow, Soule, Stewart of McLean, Streator, Stroud, Taggart, Thomas, Truitt, Walker, Warner, Webber, Weinheimer, Wymore, Mr. Speaker—65.

Those voting in the negative are,

Messrs. Alexander of Crawford, Ballow, Bishop of McHenry, Booth, Bullard, Casey, Crawford, Culbertson, Dunham, Golden, Hart, Henry, Hollenback, Hopkins, James, Lane of Hancock, Lewis, Mann, Marsh, McDonald, Moose, Mulvane, Neville, Newton, Oberly, Olsson, Orandorff, Rountree, Sawyer, Scanlan, Scott, Sheridan, Thornton—33.

So the amendment was adopted.

The bill was then ordered engrossed for a third reading.

On motion of Mr. Morrison,

The rules were suspended, and he was permitted to introduce the following resolution :

WHEREAS, the railroad law enacted at the last session of this General Assembly took effect on the first day of last July, and the Railroad Commissioners have had six months experience as to the practical workings of the same: therefore,

*Resolved*, That said Commissioners be requested to furnish to this House, at their earliest convenience, statistics and information upon the following subjects, viz :

1st. In what manner has the law affected railroads running North and South, whose termini are in this State, as compared with railroads running East and West, with their termini outside of this State.

2nd. What effect has the passage and operation of this law upon the general trade and commerce of the State of Illinois.

3rd. What has been the effect of this law upon the trade and commerce of Chicago and Cairo, as compared with Milwaukee, St. Louis, Toledo, Cincinnati and Louisville, Ky.

Mr. Race moved to lay the resolution on the table; which was not agreed to, yeas 11, nays 92—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Anderson, Ballow, Cassidy, Crawford, Davis, Dewey, Mulvane, Neville, Oberly, Race, Streator—11.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Barkley, Blakely, Booth, Bradwell, Branson, Bullard, Casey, Chambers, Connolly, Cronkite, Crosby, Darnell, Dement, Dolan, Dunham, Easley, Efner, Flanders, Forth, Freeman, Golden, Gordon, Graham, Grainger, Gridley, Griffith, Hart, Harvey, Hawes, Hay, Henry, Herrington, Hite of Madison, Hollenback, Hopkins, Jaquess, Jackson, James, Jessup, Jones, Lane of Hancock, Lemma, Lewis, Lietze, Mann, Marsh, Maswie, McAdams, McDonald, McGee, McPherran, Meacham, Middlecoff, Moore of Adams, Moose, Morrison, Newton, Oakwood, Olsson, Orandorff, Plowman, Pyatt, Ramey, Ray, Rice, Rogers, Rountree, Savage, Sawyer, Scanlan, Scott, Senna, Sheridan, Soule, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Thornton, Truitt, Virden, Walker, Warner, Webber, Webster, Weinheimer, Wymore, Mr. Speaker—92.

So the motion to lay on the table was not agreed to.

A division of the question being called for, and the first question being on the adoption of the resolution, it was decided in the affirmative.

The second question being on the adoption of the preamble, it was decided in the affirmative.

Mr. Jones submitted the following report from the committee on contingent expenses:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

The committee on contingent expenses, to whom was referred the resolution in regard to committee clerks, etc., would beg leave to present the following report:

*Resolved*, That the chairman of each of the following named committees be allowed to employ one clerk, each, to-wit:

Judiciary, Revenue, and Enrolled and Engrossed Bills.

And that the following committees be grouped together, and allowed one clerk to each group, and that the respective chairmen of said groups shall be authorized to engage one clerk to serve the committees so grouped together, to-wit:

Judicial Department, Printing, Insurance.

Penitentiary, Finance, Temperance, Agriculture and Horticulture.

Manufactures, State and Public Library, Inland Commerce and Warehouses, Banks and Banking.

State Institutions, Public Charities, Public Buildings and Grounds, Appropriations, Militia.

County and Township Organization, Equalization of Taxes, Mileage.

Canal and River Improvements, Civil Service and Reform, Education.

Rules, Claims, Drainage.

Fees and Salaries, Corporations.

Municipal Affairs, Mines and Mining.

Contingent Expenses, Elections, Executive Department, and Geological Survey.

And that such clerks be engaged at such time as the business of their respective committees require such service, and that said clerks shall be discharged whenever the duties devolving upon the committees no longer demand clerical aid.

A. M. JONES,

*Chm. Com. on Cont'gt Exp.*

The report of the committee was concurred in.

Mr. Cronkrite submitted the following resolution :

WHEREAS, it is believed by many members of this House that the price paid during the session of 1873, of eleven dollars per day, for heating the west side of the capitol, was an extortionate one; therefore, be it

*Resolved*, That the committee on contingent expenses be requested to report to this House what contract, if any, has been made for the present session.

Which was referred to the committee on contingent expenses.

Mr. Hay (by consent) introduced House bill, No. 667, for "An act to amend an act entitled 'an act to provide for the incorporation of cities and villages,' approved March 7, 1872."

Which was referred to the committee on municipal affairs.

Mr. Flanders (by consent) introduced House bill, No. 668, for "An act to repeal an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,' approved February 15, 1865."

Which was referred to the committee on elections.

Mr. Walker (by consent) introduced House bill, No. 669, for "An act providing for trial of rights of property in certain cases."

Which was referred to the committee on judiciary.

Mr. Plowman (by consent) introduced House bill, No. 670, for "An act to amend sections 128 and 129 of 'an act for the assessment of property and the levy and collection of taxes,' approved March 30, 1872, in force July 1, 1872."

Which was referred to the committee on revenue.

Mr. Sawyer (by consent) introduced House bill, No. 671, for "An act to extend the time for the collection of the taxes on the assessment for the year A. D. 1873, and delinquent and omitted taxes on the assessment books for said year."

Which was referred to the committee on revenue.

Mr. Henry (by consent) introduced House bill, No. 672, for "An act to establish cemeteries."

Which was referred to the committee on public charities.

Mr. Walker (by consent) submitted the following resolution :

WHEREAS, many of the counties in the State have issued bonds in aid of railroads, the interest upon which bonds being due and payable on the first days of July and January, while the interest due on said bonds is paid to the State Treasurer on or before the first day of July, for the payment of both the July and January interest, and the counties are deprived of the use of said money for the six months, while the money is in the hands of the State Treasurer from the first day of July to the first day of January following; therefore,

*Resolved*, That the revenue committee be instructed to report a bill to this House, so amending the revenue law as to make one-half of said railroad tax collectable every six months, and providing that the surplus, if any, in the Treasurer's hands after the payment of interest, may be used as a sinking fund to buy in the bonds of the counties.

Which was referred to the committee on revenue.

Mr. Nulton (by consent) introduced House bill, No. 673, for "An act to amend section 13 of an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitra-

tors, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees."

Which was referred to the committee on fees and salaries.

Mr. Connolly (by consent), from the committee on judiciary, submitted the following report:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

The committee on judiciary, to which was referred Senate bill, No. 435, for "An act to amend section 1 of an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873," report the same back and respectfully recommend its passage.

The report of the committee was concurred in, the bill read a second time and ordered to a third reading.

Mr. Oberly (by consent) introduced House bill, No. 674, for "An act defining the liability of railroad corporations to their employees."

Which was read a first time and referred to the committee on revenue.

Mr. Ferrier, from the committee on elections, submitted the following report:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

Your committee, to whom was referred the credentials of Hon. Joseph H. Ewing, representative elect from the 32nd Senatorial district, also a resolution relative to the removal of the Hon. W. T. Sylvester from said district, having had the same under consideration, beg leave to submit the following report:

That your committee find that the said Hon. W. T. Sylvester did, since his election as representative, remove from the 32nd Senatorial district, and has become a resident of the 29th Senatorial district. That Hon. Joseph H. Ewing was duly elected as representative to fill the vacancy caused by the removal of said Hon. W. T. Sylvester; therefore,

*Resolved*, That the seat of the said Hon. W. T. Sylvester, by such removal, became vacant, and that the said Joseph H. Ewing is entitled to his seat as representative from said 32d Senatorial district.

Your committee recommend the adoption of the resolution referred to them, and that the said Hon. Joseph H. Erwing be sworn in as a member of this House.

All of which is respectfully submitted.

THOS. E. FERRIER, *Ch'm.*

The report of the committee was concurred in, and the resolution adopted.

Mr. Plowman's motion to reconsider the vote by which House bill, No. 608, for "An act to revise the law in relation to attorneys and counselors," was ordered to a third reading, was taken up and agreed to.

Mr. Plowman submitted the following substitute for section 11:

"§ 11. If any person shall sign, or cause to be signed, the name of an attorney, or either of the justices of the supreme court, to any certificate or license provided for in this act, with an intent to deceive, such person shall be deemed guilty of forgery, and shall be prosecuted and punished accordingly."

On motion of Mr. Lietze,

The substitute for section 11 was laid on the table.

Mr. Truitt submitted the following amendment to section 11:

Strike out the first eleven lines.

Mr. Bradwell submitted the following as a substitute for Mr. Truitt's amendment:

Strike out lines 8, 9, 10 and 11, except the word "and," in line 11, section 11.

Mr. Race, at 12:15 o'clock P. M., moved to adjourn to 2:30 o'clock P. M.; which was not agreed to.

The question then being on the adoption of the substitute, it was decided in the negative, yeas 34, nays 72—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Booth, Bradwell, Branson, Casey Connolly, Crawford, Dunham, Efner, Freeland, Hollenback, Hopkins, Jones, Lane of Hancock, McPherran, Meacham, Moore of Adams, Mulvane, Oakwood, Oleson, Orendorff, Pollock, Pyatt, Ray, Rountree, Sawyer, Scanlan, Scott, Sheridan, Walker—34.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Ballow, Blakely, Bullard, Cassidy, Chambers, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Easley, Ewing, Ferrier, Flanders, Forth, Freeman, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hart, Harvey, Harrington, Hite of Madison, Hite of St. Clair, Jaquess, Jackson, Jessup, Lewis, Lietze, Mann, Marsh, Massie, McAdams, McDonald, McGee, Middlecoff, Mitchell, Moore of Marshall, Moose, Morrison, Neville, Newton, Nulton, Oberly, Plowman, Race, Ramey, Rice, Savage, Senna, Shumway, Snow, Soule, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Truitt, Warner, Webber, Weinheimer, Westfall, Wymore, Mr. Speaker—72.

So the substitute was not adopted.

The question then being on the adoption of Mr. Truitt's amendment, it was decided in the affirmative, yeas 71, nays 29—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Blakely, Booth, Bullard, Cassidy, Chambers, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Easley, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Granger, Grant, Gridley, Griffith, Hart, Harvey, Henry, Hite of Madison, Hite of St. Clair, Jaquess, James, Massie, McAdams, McDonald, McPherran, Middlecoff, Mitchell, Moore of Marshall, Moose, Morrison, Mulvane, Neville, Oakwood, Oberly, Plowman, Pyatt, Race, Ramey, Rice, Savage, Scott, Senna, Sheridan, Shumway, Soule, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Thornton, Truitt, Warner, Webber, Westfall—71.

Those voting in the negative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Bradwell, Branson, Casey, Connolly, Dunham, Efner, Hollenback, Hopkins, Jackson, Jones, Lane of Hancock, Lewis, Lietze, Marsh, Meacham, Moore of Adams, Oleson, Pollock, Ray, Rountree, Sawyer, Scanlan, Starr, Streeter, Walker, Wymore, Mr. Speaker—29.

So the amendment was adopted.

Mr. Gordon entered a motion to reconsider the vote by which House bill, No. 605, for "An act to revise the law in relation to apprentices," was ordered engrossed for a third reading.

Mr. Joseph H. Ewing, Representative elect from the 32d Senatorial District, came forward and took the oath required by the Constitution, which was administered to him by Judge Zane, of the 19th Judicial Circuit.

Mr. Thornton, at 12:35 o'clock P. M., moved that the House adjourn; which was not agreed to, yeas 44, nays 60—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Ballow, Bishop of McHenry, Booth, Connolly, Crawford, Darnell, Dement, Dewey, Easley, Efner, Ferrier, Forth, Freeland, Grant, Hollenback, Hopkins, James, Lewis, Lietze, Mann, McDonald, McGee, Middlecoff, Mitchell, Moose, Mulvane, Neville, Newton, Oakwood, Oberly, Oleson, Orendorff, Ramey, Sawyer, Scanlan, Sheridan, Stewart of McLean, Thornton, Webber, Webster, Weinheimer, Westfall—44.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Blakely, Bradwell, Branson, Bullard, Casey, Cassidy, Chambers, Cronkrite, Crosby, Davis, Dolan, Dunham, Ewing, Flanders, Free-

man, Gordon, Graham, Granger, Gridley, Hart, Harvey, Herrington, Hite of Madison, Hite of St. Clair, Jaques, Jackson, Jones, Lane of Hancock, Marsh, Massie, McAdams, Meacham, Moore of Marshall, Moore of Adams, Morrison, Nulton, Pollock, Pyatt, Race, Ray, Rice, Rountree, Savage, Scott, Senne, Shumway, Snow, Soule, Starr, Stewart of Winnebago, Streeter, Taggart, Thomas, Truitt, Warner, Wymore, Mr. Speaker—60.

So the motion was not agreed to.

On motion of Mr. Ray,

At 12:40 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

The House resumed the unfinished business of this morning, being the consideration of House bill, No. 608, for "An act to revise the law in relation to attorneys and counsellors," on second reading.

Mr. Streeter submitted the following amendment:

Strike out all of section 11.

Which was adopted, yeas 54, nays 35—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Casey, Cassidy, Chambers, Crookrite, Crosby, Darnell, Flanders, Graham, Granger, Gridley, Herrington, Hollenback, Hopkins, Jaques, Lane of Hancock, Lemma, Lietze, Loomis, Mann, Marsh, McPherran, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Moose, Morrison, Mulvane, Nulton, Oberly, Orendorff, Pollock, Race, Ray, Sawyer, Scanlan, Scott, Shumway, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Swan, Taggart, Thornton, Webster, Wymore, Mr. Speaker—54.

Those voting in the negative are,

Messrs. Alexander of Crawford, Booth, Bradwell, Branson, Bullard, Crawford, Davis, Dement, Efner, Ewing, Ferrier, Forth, Gordon, Grant, Hart, Henry, Hite of St. Clair, Jackson, James, Jessup, Massie, McDonald, Plowman, Pyatt, Rice, Rountree, Savage, Sheridan, Soule, Thomas, Truitt, Warner, Webster, Weinheimer, Westfall—35.

So the amendment was adopted.

Mr. Branson submitted the following amendment:

In section 10, 5th line, after the word "clerk," insert the words "or deputy clerk;" also, in same section, 6th line, after the word "clerk" insert the words "or deputy clerk."

Which was adopted.

The bill was then ordered engrossed for a third reading.

House bills on second reading being in order,

House bill, No. 609, for "An act in regard to canal companies," was read a second time.

Mr. Rountree submitted the following amendment:

Amend paragraph 3 by inserting in line 4, after the word "canal," the following: "And may take and damage any property necessary for the location, construction or repair of the same."

Which was adopted.

The bill was then ordered engrossed for a third reading.

House bill, No. 610, for "An act to revise the law in relation to the State Commissioners of Public Charities," was read a second time.

Mr. Shumway submitted the following amendment:

Strike out, in section 3, all words from "board," in the 4th line, to the first "and," in line 5.

Which was not adopted.

Mr. Granger submitted the following amendment :

Amend line 1, section 11, by inserting after the word "commissioners," the words "or the clerk or secretary thereof."

Which was adopted.

Mr. Cronkrite submitted the following amendment :

Amend by striking out section 5.

Which was adopted.

Mr. Shumway submitted the following amendment :

Substitute the word "governor," for the word "they," in line 4, section 3, and insert the words "the board," between the words "and" and "may," in the 5th line.

Which was not adopted.

Mr. Gordon submitted the following amendment :

Add to section 10 the following : "All moneys paid otherwise than for regular salaries shall be upon detailed reports of expenses, sworn to, stating amounts paid, and to whom, and for what."

Which was adopted.

Mr. Sheridan submitted the following amendment :

Section 3, line 2, after the word "board," add the words "not to exceed two thousand dollars (\$2,000)."

Which was adopted, yeas 80, nays 18—the yeas and nays being demanded by five members.

Those voting in the affirmative are :

Meessrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bullard, Casey, Cassidy, Chambers, Cronkrite, Crosby, Darnell, Dewey, Dolan, Efner, Ewing, Flanders, Forth, Freeland, Gordon, Graham, Granger, Grant, Gridley, Hart, Henry, Herrington, Hite of St. Clair, Hopkins, Jaques, Jackson, James, Jones, Lemma, Lewis, Lietze, Loomis, Marsh, Masse, McDonald, McGee, Meacham, Moore of Adams, Moose, Morrison, Mulvane, Neville, Newton, Nulton, Oberly, Pinnell, Plowman, Pollock, Pyatt, Race, Ray, Rice, Savage, Sawyer, Scanlan, Scott, Senne, Sheridan, Shumway, Snow, Soule, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Virden, Warner, Webber, Weinheimer, Wymore—80.

Those voting in the negative are :

Meessrs. Bradwell, Branson, Connolly, Crawford, Davis, Dement, Dunham, Ferrier, Hay, Hollenback, Lane of Hancock, Mann, Oleson, Orendorff, Rountree, Starr, Stewart of McLean, Mr. Speaker—18.

So the amendment was adopted.

The bill was then ordered engrossed for a third reading.

Mr. Lane of Hancock (by consent) submitted the following resolution :

WHEREAS, by an act of the General Assembly, entitled "An act to amend sections 66, 122, 137, 155, 164, 169, 177, 178, 182, 185, 191, 192, 193, 212, 220, 221, 239, 241, 247 and 277 of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872," approved May 3, 1873, it is provided that the proper authorities of towns, townships, districts, and incorporated cities, towns and villages, collecting taxes under the provisions of said act, shall annually, on or before the second Tuesday in August, certify to the county clerk the several amounts which they severally require to be raised by taxation, anything in their respective charters, or in acts heretofore passed by the General Assembly of this State to the contrary notwithstanding; and whereas the proper authorities of many towns, cities and villages in this State, acting under special laws and in ignorance of the provisions of the act herein referred to, neglected to make the certificate required by said act within the time thereby required, but made said certificate after said time; therefore,

Resolved, That the committee on judiciary be and are hereby instructed to inquire what legislation, if any, is necessary or practicable to legalize said proceedings of such towns, cities and villages, and to report by bill or otherwise.

Which was adopted.

House bill, No. 613, for "An act to revise the law in relation to the Illinois Institution for the education of the Deaf and Dumb,"

Was read a second time, and,

On motion of Mr. Mann,

Referred to the committee on state institutions.

House bill, No. 615, for "An act to revise the law in relation to the Illinois Industrial University,"

Was read a second time, and,

On motion of Mr. Jones,

Referred to the committee on state institutions.

House bill, No. 616, for "An act to revise the law in relation to the Illinois Institution for the education of Feeble-minded Children,"

Was read a second time, and,

On motion of Mr. Mulvane,

Referred to the committee on state institutions.

House bill, No. 617, for "An act to revise the law in relation to State normal universities,"

Was read a second time, and,

On motion of Mr. Hopkins,

Referred to the committee on education.

House bill, No. 618, for "An act to revise the law in relation to the Soldiers' Orphans' Home,"

Was read a second time, and,

On motion of Mr. Stewart of McLean,

Referred to the committee on state institutions.

House bill, No. 619, for "An act to revise the law in relation to the commitment and detention of lunatics,"

Was read a second time.

Mr. Bradwell submitted the following amendment:

Amend by striking out of the 7th line of the 19th section, the words "against his will."

Which was adopted.

Mr. Jones moved to refer the bill to the committee on public charities; which was not agreed to.

Mr. Bradwell submitted the following amendment:

Amend section 23 by striking out the words "contrary to his wishes," in the 3d line.

Which was adopted.

Mr. Gordon submitted the following amendment:

Eighteenth section, 5th line, strike out "thirty days," and insert "sixty days."

Which was not adopted.

The bill was then ordered engrossed for a third reading.

Mr. Mulvane, at 3:45 o'clock P. M., moved to adjourn; which was not agreed to.

Mr. Massie (by consent) introduced House bill, No. 675, for "An act to encourage the reclamation of swamp and overflowed lands, and to regulate the State and county tax thereon."

Which was referred to the committee on drainage.

Mr. Hopkins (by consent) introduced House bill, No. 676, for "An act to fix the compensation of members of the General Assembly of this State, and the clerks and officers thereof."

Which was referred to the committee on fees and salaries.

Mr. Truitt (by consent) introduced House bill, No. 677, for "An act in regard to the payment of taxes and assessments on real estate by persons holding life estates therein, and to regulate the same."

Which was referred to the committee on judiciary.

Mr. Truitt (by consent) introduced House bill, No. 678, for "An act to amend an act entitled 'an act in regard to administration of estates,' approved April 1, 1872."

Which was referred to the committee on judicial department.

Mr. Snow (by consent) introduced House bill, No. 679, for "An act to provide a township school fund for the maintenance and support of free public schools."

Which was referred to the committee on education.

Mr. Moore of Marshall (by consent) introduced House bill, No. 680, for "An act to amend sections fifty-six (56) and sixty-three (63) of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

Which was referred to the committee on education.

Mr. Henry (by consent) introduced House bill, No. 681, for "An act to amend section 28 of 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

Which was referred to the committee on education.

House bill, No. 620, for "An act to revise the law in relation to the common law,"

Was read a second time, and ordered engrossed for a third reading.

House bill, No. 621, for "An act to revise the law in relation to the construction of the statutes,"

Was read a second time, and ordered engrossed for a third reading.

House bill, No. 622, for "An act to revise the law in relation to costs,"

Was read a second time.

Mr. Crawford submitted the following amendment:

Amend section 20, line 5, by inserting after the word "part," the words "or when the defendant shall not have appeared and defended in the case before the justice of the peace."

Which was adopted.

Mr. Crawford submitted the following amendment:

Amend section 20, line 4, by inserting before the word "where," the word "but."

Which was adopted.

The bill was then ordered engrossed for a third reading.

On motion of Mr. Granger,

At 4:10 o'clock P. M., the House adjourned.

#### MONDAY, JANUARY 12, 1874.

The House met, at 9:30 o'clock A. M.

The journal of Saturday was being read, when,

On motion of Mr. Hollenback,

The further reading of the same was dispensed with.

Mr. Streator (by consent) introduced House bill, No. 682, for "An act to amend sections three, twenty-seven and twenty-nine (20) of an act entitled 'an act for the assessment of property, and for the levy and collection of taxes.'"

Which was read a first time, and referred to the committee on revenue.

Mr. Flanders (by consent) introduced House bill, No. 683, for "An act to regulate the practice of medicine in the State of Illinois, and protect the people against the impositions of empyrics."

Which was read at large a first time, and referred to the committee on miscellaneous subjects.

Mr. Marsh submitted the following resolution:

WHEREAS, the time set by our present revenue law for the collection of taxes and the return of the collector's books, works great hardship to the laboring and producing classes of our citizens; therefore, be it

Resolved, that the committee on revenue be instructed, should they deem it expedient, to report by bill, changing the present law.

Which was referred to the committee on revenue.



Mr. Lane of Hancock (by consent) introduced House bill, No. 684, for "An act supplemental to an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872."

Which was read a first time, and referred to the committee on municipal affairs.

Mr. Neville (by consent) presented a petition from citizens of Randolph county asking for a stay of the collection of taxes for ninety days.

Which was referred to the committee on revenue.

House bills on second reading being in order,

House bill, No. 638, for "An act to revise the law in relation to county treasurers," was read a second time.

Mr. Pollock submitted the following amendment:

Amend section 2, of bill 27 of the revision committee, by adding after the word "clerk," in line 19, the following words, to-wit: "on or before the first Monday of December after such election."

Which was adopted.

Mr. Dement moved to strike out of section 1, line 2, the words "shall be commissioned by the governor, and."

Which was agreed to.

Mr. Armstrong of LaSalle submitted the following amendment:

Section 7, line 4, after the word "shall," insert the words "cancel the same and."

Which was adopted.

Mr. Westfall submitted the following amendment:

Section 15, line 4, strike out the words "or is guilty of any other misconduct in his office."

Which was not adopted.

Mr. Bullard submitted the following amendment:

Amend section 8—strike out the words "nor until he shall have examined the records of the county board, and ascertained that the issuing of such order is warranted thereby."

Which was not adopted.

Mr. Race submitted the following amendment:

Strike out all after the word "county," in line 4, section 16.

Which was not adopted.

Mr. Armstrong of Grundy submitted the following amendment:

Amend 4th line, section 7, after the word "payable," by inserting the words "and pay them in the order of their presentation."

Which was not adopted.

Mr. Savage submitted the following amendment:

Section 13, after the word "at," in the 1st line, insert the words "its annual meeting in September to examine."

Which was not adopted.

Mr. Hite of Madison submitted the following amendment:

Amend section 15, line 4, after the words "or is guilty of any other," strike out the words "misconduct in his office," and insert "official misconduct."

Which was not adopted.

Mr. Morrison submitted the following amendment:

Add to section 13 the words "and cause the same to be published in some county paper."

Which was not adopted.

The bill was then ordered engrossed for a third reading.

House bill, No. 640, for "An act to revise the law in relation to escheat," was read a second time.

Mr. Armstrong of Grundy submitted House bill, No. 685, for "An act to revise the law in relation to escheats," as a substitute for said House bill, No. 640.

The substitute was read a first time.

Mr. Armstrong of Grundy moved that the bill and substitute be referred to the committee on judiciary; which was agreed to.

House bill, No. 641, for "An act to revise the law in relation to ferries," was read a second time.

Mr. Efner submitted the following amendment:

Add to section 5, "*And, provided,* that license may be granted without regard to ownership of the land when the ferry has its termini upon a public highway."

Which was adopted.

Mr. Neville submitted the following amendment:

In section 17, 3d line, after the word "day," insert "unless delay is necessary for repairs."

Which was adopted.

The bill was then ordered engrossed for a third reading.

House bill, No. 642, for "An act to revise the law in relation to the Illinois and Michigan Canal," was read a second time.

Mr. Anderson submitted the following amendment:

Amend section 5 by striking out the word "eight," and insert "five."

Which was adopted.

Mr. Moore of Adams submitted the following amendment:

Amend section 1, lines 3 and 4, by striking out the words commencing in line 3, "shall be appointed by the Governor, by and with the consent of the Senate, at a meeting of the General Assembly in 1875," and insert in lieu thereof the words "shall be elected by the legal voters of the State at the annual election to be held for the election of the members of the General Assembly, in the year 1874."

Mr. Starr moved to lay the amendment on the table.

Which was not agreed to, yeas 26, nays 72—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Boccock, Dement, Dresser, Dunham, Grant, Gridley, Hollenback, Hopkins, Jessup, Lane of Hancock, Massie, Mitchell, Oberly, Oleson, Quinn, Ray, Savage, Sawyer, Scanlan, Senne, Sherman, Starr, Stewart of McLean, Washburn, Webster, Westfall—26.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Barkley, Blakely, Booth, Bradwell, Bullard, Cassedy, Chambers, Connolly, Crawford, Darnell, Dewey, Dolan, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Granger, Griffith, Hart, Harvey, Herington, Hite of St. Clair, Inscore, Jackson, James, Jones, Kase, Lewis, Lietze, Mann, Marsh, McAdams, McDonald, McGee, McPherran, Meacham, Moore of Marshall, Moore of Adams, Moose, Morrison, Mulvane, Neville, Newton, Nulton, Oakwood, Orendorff, Pinnell, Pollock, Pyatt, Rice, Rice, Scott, Soule, Stewart of Winnebago, Streeter, Taggart, Thornton, Truitt, Walker, Warner, Wayman, Webber, Weinheimer, Wymore—72.

So the motion to lay on the table was not agreed to.

Leave of absence was granted to Mr. Rogers.

Mr. Dunham submitted the following, as a substitute for the amendment:

Strike out all after the first "and," in line 3, to and including the word "thereafter" in line 4, and insert "who shall be elected at the annual election in 1874, and every two years thereafter, and who shall be voted for in the same manner as members of the House of Representatives."

Mr. Lietze moved to lay the substitute on the table,  
Which was agreed to, yeas 64, nays 39—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Casady, Chambers, Connolly, Crawford, Crosby, Davis, Dement, Dewey, Dolan, Efner, Ferrier, Forth, Freeland, Graham, Granger, Grant, Gridley, Hart, Harvey, Hay, Hite of St. Clair, Inscore, Jaquess, Jackson, Jones, Kase, Lietze, Mann, Masale, McGee, McPherran, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Oakwood, Oleason, Orendorff, Peltzer, Pinnell, Pyatt, Race, Ray, Rice, Savage, Sawyer, Scott, Soule, Stewart of Winnebago, Stewart of McLean, Thomas, Walker, Warner, Washburn, Wayman, Webster, Weinheimer, Wymore—64.

Those voting in the negative are,

Messrs. Anderson, Armstrong of Grundy, Blakely, Booth, Bradwell, Casey, Cronkrite, Darnell, Dresser, Dunham, Flanders, Golden, Gordon, Herrington, Hollenback, Hopkins, James, Jessup, Lewis, Marsh, McAdams, McDonald, Meacham, Moose, Morrison, Mulvane, Neville, Nulton, Oberly, Pollock, Quinn, Sherman, Starr, Streeter, Taggart, Thoruton, Truitt, Webber, Westfall—39.

So the substitute was laid on the table.

Mr. Cronkrite submitted the following substitute for the amendment :

After the enacting clause, strike out section 1 and add: "That there shall be elected at the general election in November, 1874, three canal commissioners, of which, one shall hold his office for one year, one for two years and one for three years. The one receiving the largest vote shall be elected for three years, and the next largest for two years. There shall be one elected at the general election of 1875, and every year thereafter, who shall hold his office for three years and until his successor is elected and qualified."

Which was accepted by Mr. Moore of Adams.

On motion of Mr. Hopkins,

At 12:10 o'clock P. M. the House adjourned to 2:30 P. M.

#### HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

The House resumed the unfinished business of this morning, being the consideration of House bill, No. 642, for "An act to revise the law in relation to the Illinois and Michigan Canal," on second reading.

Mr. Cronkrite submitted the following amendment :

Strike out all after the enacting clause of section one, and substitute the following: "That there shall be elected by the people of the State of Illinois, on the first Tuesday after the first Monday of November, in the year 1874, three Canal Commissioners—the one receiving the highest number of votes to hold his office for three years, the second for two years, and the third for one year—and on the first Tuesday of November, in the year 1875, and every year thereafter, there shall be elected one Canal Commissioner, who shall hold his office for the term of three years, and until his successor is elected and qualified. In case of a tie vote, the duration of the said term of said commissioners shall be determined by lot."

Which was not adopted

Mr. Dunham submitted the following substitute for section one :

"Section 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly, That the Canal Commissioners shall continue to consist of three discreet and skillful persons, who shall be elected at the annual November election in 1874, and every two years*

thereafter. Each elector, at any such election, shall be entitled to three votes, which he may cumulate upon one or distribute among the several candidates, as he may please. The said commissioners shall hold their office for two years, and until their successors are elected and qualified."

Mr. Starr moved to lay the substitute on the table.

Which was agreed to—yeas 62, nays 58—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Bocock, Cassedy, Chambers, Connolly, Crawford, Crosby, Davis, Dement, Efner, Ewing, Forth, Freeland, Freeman, Grainger, Grant, Gridley, Hart, Harvey, Hay, Henry, Hollenback, Inacore, Jaquess, Jackson, Jones, Lane of Hancock, Lietze, Mann, McGee, McPherran, Mitchell, Moore of Marshall, Moffett, Mulvane, Oleson, Pinnell, Pollock, Pyatt, Race, Ramey, Ray, Rice, Savage, Sawyer, Scanlan, Senné, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Warner, Washburn, Wayman, Webster, Weinheimer, Westfall, Wymore—62.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Barkley, Bishop of McHenry, Blakely, Booth, Bradwell, Bryant, Bullard, Casey, Cronkite, Darnell, Dewey, Dolan, Dresser, Dunham, Flanders, Golden, Gordon, Graham, Herrington, Hite of Madison, Hite of St. Clair, Hoiles, Hopkins, James, Jessup, Kase, Lewis, Marsh, Massie, McAdams, McDonald, Meacham, Middlecoff, Moore of Adams, Moose, Morrison, Neville, Newton, Nulton, Oakwood, Oberly, Orendorff, Plowman, Quinn, Scott, Sherman, Streeter, Thornton, Truitt, Virden, Walker, Webber, Mr. Speaker—58.

So the motion to lay the substitute on the table was agreed to.

Mr. Moore of Marshall submitted the following amendment:

Strike out all after the enacting clause of section one, and substitute the following: "That the canal commissioners shall continue, and shall consist of one director, who shall be elected at the general election held in the year A. D. 1874, and every two years thereafter, and shall hold his office for two years, and until his successor is elected and qualified."

Mr. Starr submitted the following amendment to the amendment:

Amend section one, after the word "assembly," by adding "that the canal commissioners shall consist of three members, to be elected at the general election for state officers in A. D. 1874. The commissioner receiving the highest number of votes to hold his office for six years. The commissioner receiving the next highest number of votes, for four years. The commissioner receiving the next highest number of votes, for two years, or until their successors are elected and qualified. And there shall be one commissioner elected every two years thereafter. In case any two commissioners shall receive the same number of votes, they shall decide by lot as to which shall hold the longest term, or hold the office."

Mr. Mulvane moved to lay the amendment to the amendment on the table.

Which was not agreed to—yeas 39, nays 77—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Bocock, Bradwell, Crawford, Darnell, Davis, Dement, Dunham, Ferrier, Freeland, Grant, Gridley, Hart, Harvey, Hay, Henry, Hoiles, Hopkins, Inacore, Lane of Hancock, Massie, McPherran, Mulvane, Neville, Oleson, Orendorff, Quinn, Race, Ray, Savage, Sawyer, Scanlan, Senné, Soule, Stewart of McLean, Walker, Washburn, Webster, Westfall, Mr. Speaker—39.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Barkley, Bishop of McHenry, Blakely, Booth, Bryant, Bullard, Casey, Cassedy, Chambers, Connolly, Cronkite, Crosby, Dewey, Dolan, Dresser, Efner, Ewing, Flanders, Forth, Freeman, Golden, Gordon, Graham, Grainger, Herrington, Hite of Madison, Hite of St. Clair, Hollenback, Jaquess, Jackson, James, Jessup, Jones, Kase, Lewis, Lietze, Marsh, McAdams, McDonald, McGee, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Moose, Morrison, Newton, Nulton, Oakwood, Oberly, Pinnell, Plowman, Pollock, Pyatt, Ramey, Rice, Scott, Sheridan, Sherman, Snow, Starr, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Truitt, Virden, Warner, Webber, Weinheimer, Wymore—77.

So the motion to lay on the table was not agreed to.

On motion of Mr. Ballow,

The previous question was ordered.

The question first being on adopting the amendment to the amendment, it was decided in the negative—yeas 24, nays 86—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Ballow, Bishop of McHenry, Bocock, Crawford, Dement, Ewing, Golden, Graham, Hollenback, Jones, Maun, Middlecoff, Mulvane, Oakwood, Plowman, Quinn, Scanlan, Starr, Truitt, Walker, Warner, Webster, Westfall, Mr. Speaker—24.

Those voting in the negative are,

Messrs. Alexander, of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Blakely, Booth, Bradwell, Bryant, Bullard, Casey, Cassidy, Chambers, Connolly, Cronkrite, Crosby, Darnell, Davis, Dewey, Dolan, Dresser, Dunham, Efner, Ferrier, Flanders, Forth, Freeland, Granger, Grant, Gridley, Hart, Harvey, Herrington, Hite of Madison, Hite of St. Clair, Holles, Hopkins, Inscore, Jackson, James, Jessup, Kase, Lane of Hancock, Lewis, Lietze, Marsh, Massie, McD Adams, McDonald, McGee, Meacham, Moore of Marshall, Moore of Adams, Moose, Morrison, Neville, Nulton, Oberly, Oleson, Pinnell, Pollock, Race, Ramey, Ray, Rice, Savage, Sawyer, Scott, Senne, Sheridan, Sherman, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Virden, Washburn, Wayman, Webber, Weinheimer, Wymore—88.

So the amendment to the amendment was not adopted.

The question then being on the adoption of the amendment, it was decided in the affirmative—yeas 59, nays 55—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Barkley, Bishop of McHenry, Blakely, Cassidy, Chambers, Connolly, Crosby, Darnell, Dewey, Dolan, Dresser, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Gridley, Hite of Madison, Hite of St. Clair, Inscore, Jaques, Jackson, James, Jones, Kase, Lewis, Lietze, Marsh, Massie, McD Adams, McDonald, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Morrison, Pinnell, Pollock, Ramey, Rice, Scott, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Virden, Wayman, Weinheimer, Wymore, Mr. Speaker—59.

Those voting in the negative are,

Messrs. Alexander of Crawford, Armstrong of La Salle, Bocock, Booth, Bradwell, Bryant, Casey, Crawford, Cronkrite, Davis, Dement, Dunham, Ferrier, Golden, Grant, Hart, Harvey, Henry, Herrington, Holles, Hollenback, Hopkins, Jessup, Lane of Hancock, Mann, McGee, Moose, Mulvane, Neville, Nulton, Oakwood, Oberly, Oleson, Orendorf, Plowman, Pyatt, Quinn, Race, Ray, Savage, Sawyer, Scanlan, Senne, Sherman, Snow, Soule, Starr, Stewart of McLean, Truitt, Walker, Warner, Washburn, Webber, Webster, Westfall—55.

So the amendment was adopted.

On motion of Mr. Granger,

The bill was referred to the committee on canal and river improvements.

The Speaker made the following appointments to fill vacancies on committees occasioned by resignation of Messrs. Swan, Tillson and Wick :

- On corporations, Mr. Crosby ;
- On agriculture, Mr. Griffith ;
- On judicial department, Mr. Kase ;
- On public charities, Mr. Ewing ;
- On equalization of taxes, Mr. Crawford ;
- On fees and salaries, Mr. Lane of Hancock ;
- On penitentiary, Mr. Ewing.

In place of Bishop of Edgar, absent :

- On penitentiary, Mr. Crosby ;
- On state institutions, Mr. Griffith ;
- On finance, Mr. Armstrong of La Salle.

In place of Sylvester :

- On revenue, Mr. Plowman ;
- On library, Mr. Kase ;
- On executive department, Mr. Washburn.

The Speaker laid before the House the following communication from the Secretary of State :

STATE OF ILLINOIS, SECRETARY'S OFFICE,  
SPRINGFIELD, January 12, 1874.

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

SIR : In response to a resolution of the House of Representatives, adopted January 9, 1874, I have the honor to transmit herewith a certified copy of the Governor's objections to House bill, No. 370, which, together with said bill, were filed in the office of Secretary of State, May 7, 1873.

I am, sir, very respectfully, yours,

GEO. H. HARLOW,  
*Secretary of State.*

*Objections to H. B. 370.*

In my opinion this bill is in violation of Sec. 18, Art. 2, and 15th clause, Sec. 22, Art. 4, of the constitution. I therefore withhold my approval thereof, and file the same, with my objections thereto, in the office of the Secretary of State.

JOHN L. BEVERIDGE,  
*Governor.*

May 7, 1873.

STATE OF ILLINOIS, SECRETARY'S OFFICE,  
SPRINGFIELD, January 12, 1874.

I, George H. Harlow, Secretary of State, do hereby certify that the above is a true copy of a message from the Governor attached to House bill, No. 370, entitled "An act to amend section one of an act entitled 'An act for the registry of electors, and to prevent fraudulent voting,' approved February 15, 1865."

GEO. H. HARLOW,  
*Secretary of State.*

By consent, Senate bill, No. 435, for "An act to amend section one of an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873, was read a third time.

The bill and all amendments thereto having first been printed, and an emergency being expressed in the body of the bill, as a reason why the act should take effect prior to the first day of July next, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 104, nays 6.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of La Salle, Ballow, Barkley, Bishop of McHenry, Blakely, Booth, Bradwell, Bryant, Casey, Cassidy, Chambers, Connolly, Crawford, Cronkite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dresser, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Gridley, Hart, Harvey, Herrington, Hite of St. Clair, Holles, Hollenback, Hopkins, Inacore, Jaques, Jackson, James, Jessup, Jones, Kase, Lane of Hancock, Mann, Marsh, Massie, McAdams, McDonald, McGee, McPherran, Meacham, Middlecott, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Neville, Oakwood, Oberly, Oleson, Orendorf, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ray, Rice, Savage, Sawyer, Scanlan, Scott, Senne, Sheridan, Sherman, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streator, Taggart, Thomas, Thornton, Virden, Warner, Washburn, Wayman, Webber, Webster, Westfall, Wymore, Mr. Speaker—104.

Those voting in the negative are,

Messrs. Bocock, Bullard, Lietze, Nulton, Truitt, Walker—6.

The bill having received the number of votes required by the constitution, was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Oakwood (by consent) introduced House bill, No. 686, for "An act to amend sections 24, 26, 27, 29, 78, 85, 86, 97 and 106 of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872."

Which was referred to the committee on revenue.

Mr. Mann (by consent) introduced House bill, No. 687, for "An act making appropriations for the ordinary expenses of the Northern Hospital and Asylum for the Insane, at Elgin."

Which was read a first time and referred to the committee on state institutions.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed on January 12, 1874 :

House bill, No. 634, for "An act to amend section forty-four of an act entitled 'an act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of Inferior Courts in cities and towns; of the County Officers of Cook County; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of Masters-in-Chancery, Notaries Public, Commissioners, Arbitrators, Jurors, Witnesses, Justices of the Peace, Constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872."

Mr. Hopkins submitted the following resolution :

WHEREAS the defalcation of officers of high and low degree, having in charge the public moneys, has become almost a daily occurrence : therefore,

*Resolved*, That the committee on finance be and is hereby instructed to count the money and thoroughly examine the books and accounts of the State Treasurer, and report the true condition of the same to this House at their earliest convenience.

Which was adopted.

Mr. Snow submitted the following resolution :

WHEREAS the report of the Secretary of State shows expenditures in excess of what would seem to be necessary in the matter of printing, binding, and supplies of stationery : therefore, be it

*Resolved*, That the committee on printing be instructed to inquire into the method of making estimates as to the quantity of material, style of binding and the prices thereof, and as to the number of printed reports of the various State officers and commissioners, and journals, and other public documents of this House, where the same is not limited or specified by law, and report a bill to this House limiting expenditures and providing for greater economy, if such should be found necessary : and that the Secretary of State be required to furnish said committee all the information in his power, whereby the resolution may be carried into effect.

Which was adopted.

Mr. Dunham submitted the following resolution :

WHEREAS one Williams, a late convict in the State Penitentiary, recently came to a sudden and unnatural death, caused, as currently reported, by improper treatment by the officers of said penitentiary, in whose charge he was ; and, whereas, there are, also, charges and reports that the discipline and punishments of the convicts in said penitentiary are unreasonably severe, and even cruel ; therefore,

*Resolved by the House of Representatives, the Senate concurring herein*, That a select committee of five, three from the House and two from the Senate, to be appointed by the Speaker of the House and President of the Senate, respectively, be appointed to thoroughly investigate and inquire in regard to the treatment and cause of death of said Williams, and in regard to the discipline and punishments of said convicts ; and that said committee have power to visit said penitentiary and to send for persons, books and papers, and that it report to this General Assembly, with all convenient speed, the result of such investigation and inquiry.

Mr. Hopkins moved to refer the resolution to the committee on penitentiary ; which was not agreed to.

Mr. Ferrier moved to amend the resolution by striking out the word "unnatural;" which was not agreed to.

The question then being on adopting the resolution, it was decided in the affirmative.

Mr. Walker (by consent) introduced House bill, No. 688, for "An act to regulate the manner of crying the stations on passenger trains."

Which was referred to the committee on railroads.

Mr. Efner (by consent) introduced House bill, No. 689, for "An act to amend section 59 of an act entitled 'an act to provide for the election and qualification of justices of the peace and constables and to provide for the jurisdiction and practice of justices of the peace in civil cases, and fix the duties of constables, and to repeal certain acts therein named,' approved April 1, 1872."

Which was referred to the committee on judiciary.

Mr. Moore of Marshall, at 4:25 P. M., moved to adjourn; which was not agreed to.

On motion of Mr. Thornton,  
At 4:26 the House adjourned to 10 A. M. to-morrow.

## TUESDAY, JANUARY 13, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Shaw.

The journal of yesterday was being read, when,

On motion of Mr. Sherman,

The further reading of the same was dispensed with.

On motion of Mr. Rountree,

House bill, No. 634, for "An act to amend section forty-four of an act entitled 'an act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of Inferior Courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of Masters-in-Chancery, Notaries Public, Commissioners, Arbitrators, Jurors, Witnesses, Justices of the Peace, Constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872," was taken up and read a third time.

Mr. Truitt moved to refer the bill to the committee on fees and salaries; which was not agreed to.

The bill and all amendments thereto having first been printed and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 105, nays 20.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of Grundy, Ballow, Barkley, Bishop of McHenry, Bocoock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassedy, Chambers, Cronkite, Crosby, Davis, Dement, Dewey, Dolan, Dolton, Dresser, Dunham, Efner, Ferrier, Flanders, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Hawes, Herrington, Herting, Hite of Madison, Hite of St. Clair, Holles, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Jessup, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Lietze, Loomis, Mann, Marsh, Massie, McAdams, McDonald, Meacham, Mitchell, Moore of Adams, Moose, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Peltzer, Plowman, Pyatt, Quinn, Race, Ramey, Ray, Rice, Rountree, Sawyer, Scanlan, Scott, Sheridan, Sherman, Smith, Soule, Stewart of Winnebago, Streeter, Taggart, Thomas, Truitt, Virden, Walker, Washburn, Wayman, Webber, Webster, Weinheimer, Westfall, Wymore, Mr. Speaker—105.



Those voting in the negative are,

Messrs. Alexander of Montgomery, Armstrong of LaSalle, Blakely, Carpenter, Crawford, Darnell, Ewing, Forth, Harvey, McGee, Middlecoff, Moore of Marshall, Morrison, Olesq, Pollock, Savage, Snow, Stewart of McLean, Thornton, Warner—20.

The bill having received the number of votes required by the constitution, was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Leave of absence was granted to Messrs. Lomax and Kann.

Mr. Moore, from the joint committee on enrolled bills, begs leave to report that a bill of the following title has been correctly enrolled, on the 12th day of January, 1874:

Senate bill, No. 435, for "An act to amend section 1 of an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook.'"

Mr. Moore of Marshall, from the committee on enrolled bills, begs leave to report having laid before the Governor, on the 12th day of January, A. D. 1874, an enrolled bill of the following title, to-wit:

Senate bill, No. 435, for "An act to amend section 1 of an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook.'"

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 485, for "An act authorizing the board of county commissioners, elected in pursuance of article 10, section 6, of the constitution, to perform the powers and duties heretofore devolving upon the county courts in the transaction of county business, in counties not under township organization."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Lewis (by consent) introduced House bill, No. 690, for "An act to amend sections Nos. 169, 177, 178, 182, 185, 239, 241 and 247 of an act that came in force July 1, 1873, as relates to the assessment and collection of taxes of the year 1872, and the year thereafter."

Which was referred to the committee on revenue.

Mr. Bishop of McHenry (by consent) introduced House bill, No. 691, for "An act to amend 'an act entitled an act to provide for the incorporation of cities and villages,' approved April 10, 1872, in force July 1, 1872."

Which was referred to the committee on county and township organization.

By consent, Senate bill, No. 485, for "An act authorizing the board of county commissioners, elected in pursuance of article 10, section 6, of the constitution, to perform the powers and duties heretofore devolving upon the county courts in the transaction of county business, in counties not under township organization,"

Was taken up, read a first time, and referred to the committee on county and township organization.

House bills on second reading being in order,

House bill, No. 643, for "An act to revise the law in relation to injuries," was read a second time.

Mr. Branson moved to amend the bill by striking out section 2.

Mr. Walker submitted the following amendment to section 2:

Line 1, after the word "servant," insert the words "of a railroad company against said company," and strike out the words "against his employer."

Which was not adopted.

The question recurring on the motion to strike out section 2, it was decided in the negative.

Mr. Jones submitted the following amendment:

Amend section 4, line 6: After the word "damages," insert "not exceeding ten thousand dollars."

Mr. Armstrong of Grundy moved to refer the bill and amendments to the judiciary committee.

On motion of Mr. Orendorff,

At 12:15 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed, on January 13, 1874:

House bill, No. 602, for "An act to revise the law in relation to the adoption of children."

House bill, No. 605, for "An act to revise the law in relation to apprentices."

The House resumed the unfinished business of this morning, being the consideration of the motion to refer House bill, No. 643, for "An act to revise the law in relation to injuries," to the committee on judiciary.

On motion of Mr. Cassedy,

The previous question was ordered.

The question being on the motion to refer the bill to the committee on judiciary, it was decided in the affirmative.

Mr. Alexander of Montgomery (by consent) introduced House bill, No. 692, for "An act to amend section 44 of 'an act entitled an act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior Courts in cities and towns; of the County Officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for County Officers in each class; to establish the fees of Masters-in-Chancery, Notaries Public, Commissioners, Arbitrators, Jurors, Witnesses, Justices of the Peace, Constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872."

Which was referred to the committee on fees and salaries.

Mr. Freeland (by consent) introduced House bill, No. 693, for "An act to revise the revenue law of 1871 and 1872."

Which was referred to the committee on revenue.

Mr. Plowman (by consent) introduced House bill, No. 694, for "An act to amend section 227 of an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' approved March 30, 1872."

Which was referred to the committee on revenue.

Mr. Savage (by consent) presented a petition from a number of citizens asking for a change in the revenue law; which was referred to the committee on revenue.

Mr. Neville (by consent) presented a petition of a number of citizens asking a change in the revenue law; which was referred to the committee on revenue.

Mr. Scott (by consent) introduced House bill, No. 695, for "An act concerning lost instruments."

Which was referred to the committee on judiciary.

Mr. Sawyer (by consent) presented a petition from a number of citizens asking a change in the revenue law; which was referred to the committee on revenue.

House bill, No. 644, for "An act to revise the law in relation to joint rights and obligations,"

Was read a second time and ordered engrossed for a third reading.

House bill, No. 645, for "An act to revise the law in relation to limited partnerships," was read a second time.

Mr. Oberly submitted the following amendment:

Amend section 9, by striking out of line 3, the words "to be designated by the clerk with whom such records shall be made," and insert in line 4, after the word "printed," the words "of general circulation."

Mr. Massie submitted the following as a substitute for the amendment: Strike out of line 3, section 9, the words after the word "designated," to the word "such," in the same line, and insert "by the partners."

Which was not adopted.

The question recurring upon the adoption of the amendment, it was decided in the affirmative.

Mr. Truitt submitted the following amendment:

Strike out of line 1, section 8, the words "no such partnerships shall be deemed to have been formed," and insert in lieu thereof "such partnership shall be deemed a general partnership."

Which was not adopted.

Mr. Quinn submitted the following amendment:

Amend section 12 by striking out all after the word "county," in line 8.

Which was adopted.

Mr. Branson submitted the following amendment:

In section 9, line 4, after the word "or," insert "if no such newspaper is published in such county, then."

Which was adopted.

The bill was then ordered engrossed for a third reading.

A message from the Governor, by Philo J. Beveridge, Private Sec'y:

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,  
SPRINGFIELD, January 13, 1874.

*To the Honorable the General Assembly:*

I have the honor to lay before the General Assembly the annual report of the Adjutant General of the State of Illinois, for the year 1873.

JOHN L. BEVERIDGE,  
*Governor.*

By the Governor:

PHILO J. BEVERIDGE,  
*Private Secretary.*

A message from the Governor, by Philo J. Beveridge, Private Sec'y :  
Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz :

Senate bill, No. 435, for "An act to amend section 1 of an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873."

House bill, No. 646, for "An act to revise the law in relation to mandamus," was read a second time.

Mr. Dunham submitted the following amendment :

Section 5, line 2, strike out the words "a replication," and insert the words "an answer."

Which was adopted.

The bill was then ordered engrossed for a third reading.

House bill, No. 647, for "An act to revise the law in relation to names."

Was read a second time and ordered engrossed for a third reading.

House bill, No. 648, for "An act to revise the law in relation to notices," was read a second time.

Mr. Connolly submitted the following amendment :

Amend section 5 so as to make it read as follows :

"§ 5. When any notice is required by law or contract to be published in a newspaper (unless otherwise expressly provided in the contract), it shall be intended to be in a secular newspaper of general circulation, published in the city, town or county, or some paper specially authorized by law to publish legal notices."

Which was adopted.

The bill was then ordered engrossed for a third reading.

House bill, No. 649, for "An act to revise the law in relation to oaths and affirmations," was read a second time.

Mr. Quinn moved to amend by striking out section 5; which was agreed to, yeas 69, nays 53—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bishop of McHenry, Blakely, Booth, Bradwell, Bryant, Casey, Carpenter, Chonkrite, Crosby, Darnell, Dement, Dolan, Dunham, Ether, Ferrior, Flanders, Forth, Gordon, Graham, Grant, Griffith, Halpin, Harvey, Herrington, Herting, Hite of St. Clair, Holles, Inscore, Jackson, James, Johnston, Kase, Lane of DeWitt, Lietze, Mann, Marsh, Massie, McAdams, McDonald, McGee, McPherran, Meacham, Moose, Neville, Newton, Oberly, Orendorff, Peltzer, Plowman, Quinn, Rountree, Savage, Scaulan, Scott, Sherman, Smith, Streeter, Taggart, Thornton, Wayman, Webber, Webster, Weinheimer, Mr. Speaker—69.

Those voting in the negative are,

Messrs. Bocock, Branson, Bullard, Casedy, Chambers, Crawford, Davis, Dewey, Dresser, Ewing, Freeland, Freeman, Granger, Grey, Gridley, Hart, Hay, Hollenback, Hopkins, Jaquess, Jessup, Jones, Lane of Hancock, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Moffett, Mulvane, Oakwood, Oleson, Pollock, Pyatt, Race, Ramey, Rice, Sawyer, Senne, Sheridan, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Stroud, Thomas, Truitt, Virden, Walker, Warner, Washburn, Westfall, Wymore—53.

So the motion to amend was agreed to.

Mr. Warner submitted the following amendment :

Amend section 3, by striking out all after the words "ever-living God."

Which was not adopted.

The bill was then ordered engrossed for a third reading.

House bill, No. 650, for "An act to revise the law in relation to plats," was read a second time.

Mr. Walker submitted the following amendment:

Insert in line 10, section 1, after the word "width," the words "and all county roads running through said addition or plat shall be deemed and held to be vacated on the recording of said plat."

On motion of Mr. Efner,

The bill and amendment were referred to the committee on county and township organization.

House bill, No. 651, for "An act to revise the law in relation to promissory notes, bonds, due bills, and other instruments in writing," was read a second time.

Mr. Ferrier submitted the following amendment:

Strike out of 6th line, section 1, the words "and 10 per cent. damages in addition."

Which was not adopted.

Mr. Middlecoff submitted the following amendment:

Amend section 2, in 6th line, by striking out the words "and 5 per cent. damages in addition."

Which was not adopted.

The bill was then ordered engrossed for a third reading.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed, on January 13, 1874:

House bill, No. 620, for "An act to revise the law in relation to common law."

House bill, No. 604, for "An act to revise the law in relation to amendments and jeofails."

On motion of Mr. Sherman,

At 4:30 o'clock P. M., the House adjourned until 10 o'clock A. M. tomorrow.

### WEDNESDAY, JANUARY 14, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Shaw.

The journal of yesterday was being read, when,

On motion of Mr. Hawes,

The further reading of the same was dispensed with.

Mr. Hawes (by consent), from the committee on county and township organization, submitted the following report:

*To the Honorable the House of Representatives:*

GENTLEMEN: Your committee on counties and township organization, to whom was referred House bill, No. 662, for "An act authorizing the board of county commissioners, elected in pursuance of article 10, section 6 of the constitution, to exercise the powers and perform the duties heretofore devolving upon the county courts in the transaction of county business, in counties not under township organization," have had the same under consideration, and instructed me to report the same back to the House, and recommend the said bill be tabled.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Hawes, from the committee on county and township organization, submitted the following report:

*To the Honorable the House of Representatives :*

GENTLEMEN: Your committee on counties and township organization, to whom was referred Senate bill, No. 485, for "An act authorizing the board of county commissioners, elected in pursuance of article 10, section 6 of the constitution, to exercise the powers and perform the duties heretofore devolving upon the county courts in the transaction of county business, in counties not under township organization," have had the same under consideration and have amended the same, and instructed me to report the same to the House, and recommend that it do pass as amended.

The report of the committee was concurred in, the bill read a second time and the consideration of the bill and amendment postponed until this afternoon.

Mr. Westfall, from the committee on fees and salaries, submitted the following report :

The committee on fees and salaries, to which was referred House bill, No. 673, entitled "An act to amend section 13 of an act entitled 'an act to fix the salaries of State officers, etc.," beg leave to report that they have had the same under consideration, and respectfully recommend that the same do pass.

The report of the committee was concurred in, the bill read a first time and ordered to a second reading.

Mr. Lane of Hanceck moved to reconsider the vote by which House bill, No. 651, for "An act to revise the law in relation to promissory notes, bonds, due bills and other instruments in writing," was ordered engrossed for a third reading; which was agreed to.

Mr. Middlecoff submitted the following amendment:

Amend section 2, 6th line, by striking out the words "and 5 per cent. damages in addition."

Which was adopted—yeas 71, nays 53—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Bishop of McHenry, Blakely, Bocock, Booth, Bradwell, Bryant, Bullard, Casey, Carpenter, Collins, Crawford, Cronkite, Crosby, Cullerton, Davis, Dewey, Dolton, Dresser, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Golden, Gordon, Grant, Gridley, Hart, Herrington, Holles, Inscore, Jaques, James, Jessup, Lane of Hancock, Lane of DeWitt, Loomis, Mann, Marsh, Massie, McDonald, Meabham, Middlecoff, Moore of Marshall, Moore of Adams, Neville, Newton, Nulton, Oberly, Oleson, Plowman, Pyatt, Race, Rice, Scanlan, Scott, Shaw, Sherman, Shumway, Snow, Starr, Taggart, Virden, Walker, Warner, Webster, Westfall, Wood—71.

Those voting in the negative are,

Messrs. Anderson, Armstrong of Grundy, Barkley, Branson, Cassidy, Chambers, Darnell, Dement, Dolan, Forth, Grey, Griffith, Halpin, Harvey, Hawes, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Jackson, Johnston, Jones, Lietze, McAdams, McGee, McPherran, Moores, Morrison, Moffett, Mulvane, Oakwood, Peltzer, Pollock, Quinn, Ramey, Ray, Rountree, Savage, Sawyer, Senne, Sheridan, Smith, Soule, Stewart of Winnebago, Stewart of McLean, Streator, Thomas, Thornton, Wayman, Webber, Weinheimer, Wynmore, Mr. Speaker—53.

So the amendment was adopted.

Mr. Lietze submitted the following amendment :

Amend section 2. by striking out all the words after the word "paid," in the 6th line, and insert: "and five per cent. damages in addition, together with costs and charges of protest, in case suit has to be brought on such bill of exchange to recover the money back."

Mr. Hoiles moved to lay the amendment on the table; which was not agreed to, yeas 37, nays 87—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Bocoock, Bryant, Bullard, Casey, Carpenter, Cronkrite, Davis, Dolt-ton, Dresser, Ferrier, Golden, Gordon, Grant, Herrington, Hite of Madison, Hoiles, Hollenback, Inscore, Jessup, Marsh, Massie, Meacham, Middlecoff, Mitchell, Neville, Nulton, Oberly, Oleson, Ramey, Rice, Sherman, Shumway, Taggart, Walker, Webster, Westfall, Mr. Speaker—37.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Bishop of McHenry, Blakely, Booth, Bradwell, Branson, Cassedy, Chambers, Collins, Crawford, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Efner, Ewing, Forth, Freeland, Freeman, Graham, Gran-ger, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hawes, Hite of St. Clair, Hopkins, Jaquess, Jack-son, James, Johnston, Jones, Lane of Hancock, Lietze, Loomis, Mann, McAdams, McDonald, McGee, McPherran, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Mulvaue, Oakwood, Oren-dorff, Peltzer, Plowman, Pollock, Pratt, Race, Ray, Rountree, Savage, Sawyer, Scanlan, Scott, Senne, Shaw, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Thomas, Thornton, Virden, Warner, Wayman, Webber, Weinheimer, Wood, Wymore—87.

So the motion to lay on the table was not agreed to.

Mr. Bradwell submitted the following substitute for the amendment:

In section 2, strike out all after the words "until paid," and insert, "together with costs and charges of protest, and in case suit has to be brought on such bill of exchange, five per cent. damages in addition."

Which was accepted by Mr. Lietze and adopted by the House.

The bill was then ordered engrossed for a third reading.

Mr. Moore of Marshall, from committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed, on January 14, 1874:

House bill, No. 601, for "An act to revise the law in relation to abate-ment."

House bill, No. 608, for "An act to revise the law in relation to attor-neys and counselors."

Mr. Walker (by consent) introduced House bill, No. 696, for "An act to provide for the incorporation of institutions of learning above the grade of common schools."

Which was referred to the committee on corporations.

Mr. Armstrong of LaSalle (by consent) introduced House bill, No. 697, for "An act to amend an act entitled 'an act to protect lives and prop-erty of persons at railway crossings of the public highways,' in force March 31, 1869."

Which was referred to the committee on revision.

Mr. Peltzer (by consent) introduced House bill, No. 698, for "An act to provide for the allowing of interest and the payment of attorneys' fees in certain cases."

Which was referred to the committee on judiciary.

Mr. Lane of Hancock (by consent) introduced House bill, No. 699, for "An act to amend section 66 of an act entitled 'an act in regard to elec-tions, and to provide for filling vacancies in elective offices,' approved April 3, 1872."

Which was read a first time, and referred to the committee on elections.

Mr. Stewart of McLean moved to suspend the rules to receive the fol-lowing resolution:

WHEREAS, there is some doubt whether any additional legislation is necessary by this General As-sembly upon the railroad law passed at the last session:

Resolved, That the committee on judiciary be instructed to examine and report, by bill or otherwise, whether any additional legislation is needed on the part of this Legislature to make the said railroad law valid and effective.

Which was agreed to, yeas 98, nays 21—the yeas and nays being de-manded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Barkley, Bishop of McHenry, Blakely, Bocock, Booth, Bradwell, Branson, Bullard, Casey, Cassedy, Chambers, Collins, Crawford, Cronkite, Crosby, Cullerton, Darnell, Dolton, Dresser, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hart, Hawes, Hite of Madison, Hoiles, Hollenback, Hopkins, Jaquess, Jackson, Jessup, Johnston, Jones, Lane of DeWitt, Loomis, Mann Marsh, McAdams, McDonald, McGee, Middlecoff, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Mulvane, Oakwood, Oleason, Orendorff, Peltzer, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Ray, Rice, Rountree, Savage, Sawyer, Scott, Shaw, Sherman, Shumway, Smith, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Webber, Webster, Westfall, Wymore, Mr. Speaker—98.

Those voting in the negative are,

Messrs. Anderson, Armstrong of Grundy, Ballow, Bryant, Dewey, Dolan, Grey, Halpin, Herrington, Inscore, Lane of Hancock, Lietze, Massie, McPherran, Meacham, Neville, Nulton, Oberly, Sheridan, Weinheimer, Wood—21.

So the motion to suspend the rules was agreed to.

Mr. Cassedy submitted the following as a substitute for the resolution:

*Resolved*, That the judiciary committee report to this House, as soon as possible, whether it is necessary, in their opinion, for the Legislature to adopt the schedule of rates made by the railroad and warehouse commissioners, in order to make said rates legal.

Which was accepted, by consent, by Mr. Stewart of McLean.

Mr. Mulvane submitted the following as a substitute for the resolution:

*Resolved*, That the judiciary committee of this House are instructed to examine, and report their opinion, as to whether the schedules of rates prepared by the railroad commissioners for the transportation of passengers, freight and cars upon the railroads of this State are valid as rules of evidence in the courts of this State, without the enactment of the same by this Legislature.

On motion of Mr. Hawes,

The previous question was ordered.

The question first being on the adoption of the substitute, it was decided in the affirmative, yeas 74, nays 46—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Barkley, Bishop of McHenry, Bocock, Booth, Bradwell, Branson, Bullard, Casey, Collins, Crawford, Cullerton, Dement, Dolton, Dresser, Dunham, Ferrier, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hart, Harvey, Hawes, Herrington, Hite of Madison, Hollenback, Jaquess, James, Lietze, Mann, Massie, McAdams, McDonald, McGee, McPherran, Moffett, Mulvane, Neville, Nulton, Oberly, Peltzer, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Rice, Rountree, Savage, Sawyer, Senne, Sherman, Shumway, Smith, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Thomas, Thornton, Virvion, Warner, Washburn, Wayman, Webber, Westfall, Wood, Mr. Speaker—75.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Blakely, Bryant, Cassedy, Carpenter, Chambers, Cronkite, Crosby, Darnell, Davis, Dewey, Dolan, Efner, Ewing, Flanders, Forth, Grey, Hite of St. Clair, Hoiles, Hopkins, Inscore, Jackson, Jessup, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Loomis, Marsh, Mitchell, Moore of Marshall, Moose, Morrison, Newton, Oakwood, Oleason, Orendorff, Ray, Scanlan, Scott, Shaw, Sheridan, Taggart, Truitt, Wymore—46.

So the substitute was adopted.

On motion of Mr. Griffith,

At 12:20 o'clock P. M. the House adjourned to 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

The House met pursuant to adjournment.

The Speaker laid before the House a memorial from the "Saratoga Monument Association;" which was referred to the committee on militia.

The Speaker laid before the House the following communication from the Railroad and Warehouse Commissioners, together with detailed statement of expenses:



## STATE OF ILLINOIS, OFFICE OF R. R. AND W. COMMISSIONERS,

SPRINGFIELD, January 14, 1874.

HON. SHELBY M. CULLOM, *Speaker of the House of Representatives:*

Sir: In response to resolution adopted by the House of Representatives, January 8, 1874, requesting detailed statement of all moneys expended, or contracted to be expended as retaining fees, or for any other purpose, since the adjournment of the General Assembly in May last, I have the honor to inclose herewith detailed statement of all such expenditures, and beg leave to say that Hon. Jos. M. Bailey, of Freeport, and Hon. William Lathrop, of Rockford, have been retained to assist the Attorney General in suit brought against the Chicago and Northwestern Railway Company; also, that Messrs. Weldon and Benjamin, of Bloomington, have also been retained in suit brought against the Illinois Central Railroad Company; also, that no definite contract has been made with them, as to amount of fees to be charged in either of the above cases, except that they have agreed that their fees shall be reasonable.

Very respectfully,

Your obedient servant,

JOHN M. PEARSON,

*Chairman R. and W. Com.**Railroad and Warehouse Commission Statements.*

## STATEMENT "A."

*Of Incidental Expenses of the Office of Railroad and Warehouse Commission, from December 1, 1872, to December 31, 1873, inclusive.*

To amount paid for rent .....		\$252 80
" " clerk hire and extra labor .....		1,131 31
" " furniture, cases, files, etc. ....		387 15
" " postage, telegrams, expenses, etc. ....		250 33
" " stationery, manuals, printing, etc. ....		425 75
" " Secretary's salary, from July 1, 1873. ....		750 00
" " fuel and ice .....		70 21
" " janitor and porter .....		109 50
" " gas bills .....		48 06
" " miscellaneous, moving office, etc. ....		193 37
Total .....		\$3,618 48
PER CONTRA.		
Amount of appropriation from July 1, 1873. ....		\$5,500 00
" expenditures, as above .....	\$3,618 48	
" unexpended .....	1,881 52	
		\$5,500 00

The above amount, \$3,618 48, includes besides the amount actually incurred for incidentals during the year, a balance unpaid of \$122 43, which had accrued previous to November 30, 1872, and which, with the amount of \$1,112 57, expended between Nov. 30, 1872, and June 30, 1873, was approved by the Board and paid from the appropriation of \$5,500 July 1, 1873.—[SEC'Y BOARD.]

## STATEMENT "B"

*Of Expenses incurred in investigations by the Railroad and Warehouse Commissioners and in the employment of legal counsel for the prosecution of suits against Railroads, from Nov. 30, 1872, to Jan. 1, 1874.*

To Hamilton Spencer, Attorney, services in case of People vs. Chicago and Alton R. R. Co. ....		\$500 00
" R. M. Benjamin, Attorney, services in preparation of brief and argument in above case. ....		200 00
" Preparation of argument in Supreme Court, same case .....		300 00
" J. R. Rowell, Attorney, services in preparation of argument, <i>quo warranto</i> , case People vs. Chicago and Alton R. R. ....		300 00
" R. P. Morgan, Jr., expenses in suit, same case .....		260 58
" Osman & Hopeman, printing argument in case of Munn & Scott vs. The People .....		30 00
" Bloomington Leader Co., printing legal briefs .....		945 50
" Joseph Hart, expenses in attending meeting of consultation with Commission .....		52 00
" John H. Oberly, .....		57 85
" J. M. Bailey, Attorney, retainer in suit vs. C. and N. W. R'y Co. ....		100 00
" Commissioners' and clerks, traveling and incidental expenses and extra clerk hire in conducting investigation .....		659 69
		\$2,705 64
PER CONTRA.		
By amount of appropriation .....		\$30,000 00
To amount of expenditure (as above) .....	\$2,705 64	
To amount unexpended .....	27,294 36	
		\$30,000 00
Amount unexpended (as above) .....		\$27,294 36

NOTE.—The above amount, \$2,705 64, includes \$1,636 incurred by preceding Commission, prior to Nov. 30, 1872, as stated in first seven (7) items above.

On motion of Mr. Granger,

The communication was referred to the committee on contingent expenses.

Mr. Snow, from the committee on education, to which was referred House bill, No. 624, for "An act to amend section 43 of an act entitled 'an act to establish and maintain a system of free schools,'" reported the same back, and recommended that it do not pass, and submitted as a substitute for said bill, House bill, No. 700, for "An act to amend section forty-three (43) of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," and recommended that the substitute be passed.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time and ordered to a second reading.

Mr. Moore of Marshall, from committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on January 14, 1874:

House bill, No. 657, for "An act to correct an error in section two of enrolled House bill, No. 304, entitled 'an act concerning jurors,' in force July 1, 1873."

House bill, No. 621, for "An act to revise the law in relation to the construction of the statutes."

By consent, House bill, No. 657, for "An act to correct an error in section two of enrolled House bill, No. 304, entitled 'an act concerning jurors,' in force July 1, 1873," was read a third time.

Mr. Quinn moved to refer the bill to the committee on judiciary; which was agreed to.

House bills on second reading being in order,

House bill, No. 652, for "An act to revise the law in relation to the State library,"

Was read a second time, and ordered engrossed for a third reading.

House bill, No. 653, for "An act to revise the law in relation to township organization," was taken up, and,

On motion of Mr. Hart,

Referred to the committee on county and township organization.

House bill, No. 654, for "An act to amend an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' approved March 30, 1872," was read a second time, and,

On motion of Mr. Armstrong of La Salle,

Referred to the committee on revenue.

House bill, No. 655, for "An act to amend an act entitled 'an act concerning bail in civil cases,' approved January 22, 1872,"

Was read a second time, and ordered to a third reading.

House bill, No. 59, for "An act to appropriate moneys to the Illinois State Horticultural Society," was taken up, and,

On motion of Mr. Ray,

Laid on the table temporarily.

Mr. Ray moved to suspend the rules, to take Senate bill, No. 26, for "An act to reorganize the Illinois State Horticultural Society," from the table; which was not agreed to.

Mr. Bradwell moved to suspend the regular order of business, and take up House bills on third reading; which was not agreed to.

Mr. Carpenter, from the committee on finance, submitted the following report:

The committee on finance, to whom was referred a resolution instruct-

ing them to count the money and examine the books of the State Treasurer, would most respectfully report that the Treasurer is now, and was at the time of the passage of the resolution, in the city of New York on official business, and they would most respectfully ask the indulgence of the House till his return, before reporting fully on said resolution.

J. A. CARPENTER, *Chairman.*

On motion of Mr. Hopkins,

The report of the committee was adopted.

House bill, No. 70, for "An act providing for the publication and distribution of the sixth volume of the reports of the State Geologist, and to fix the amount of his salary, and to provide for removing the State collection of geological specimens to the new State house," was taken up and laid on the table.

House bill, No. 107, for "An act to amend an act entitled 'an act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree,' " was read a second time.

Mr. Rountree moved to strike out section 2; which was agreed to.

Mr. Truitt moved to strike out the preamble; which was agreed to.

Mr. Quinn moved to strike out the word "drawed," in section one, line seven, and insert the word "drew;" which was agreed to.

Mr. Plowman submitted the following amendment:

Add to the end of section one the following: "*Provided*, no judgment shall draw more than ten per cent. interest."

Which was not adopted.

Mr. Rountree submitted the following amendment:

Section one, line three, after the word "amended," insert the words "to read."

Which was adopted.

Mr. Rountree submitted the following amendment:

Strike out the title, and insert: For "An act to amend section seven of an act entitled 'an act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree,' approved March 22, 1872."

Which was adopted.

The bill was then ordered engrossed for a third reading.

Mr. Dement moved to suspend the rules, and take up revision bills on third reading; which was not agreed to.

House bill, No. 113, for "An act for the erection of a chapel, dining room and school buildings for the Illinois Institution for the education of the Deaf and Dumb,"

Was taken up, and laid on the table.

House bill, No. 118, for "An act to regulate the interest on judgments and decrees,"

Was taken up, and laid on the table.

House bill, No. 135, for "An act to regulate the rate of interest, and to repeal certain laws,"

Was taken up, and laid on the table.

House bill, No. 138, for "An act to define contempts of court, and prescribe the punishment therefor," was read a second time.

Mr. Race moved to lay the bill on the table.

Which was not agreed to, yeas 42, nays 83—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Ballow, Crawford, Darnell, Dement, Dewey, Dunham, Efner, Flanders, Freeland, Grey, Hay, Herrington, Hite of St. Clair, Holles, Hollenback, Inscore, Jaquess, Jackson, Jessup, Lane of Hancock, Lane of De Witt, Lietze, Marsh, Massie, McDonald, McPherran, Middlecoff, Moore of Marshall, Morrison, Mulvane, Oleson, Pollock, Pyatt, Race, Smith, Thornton, Walker, Webster, Wood, Wymore—42.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Barkley, Blakely, Bocock, Booth, Bradwell, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Cronkrite, Crosby, Cullerton, Davis, Dolan, Dolton, Dresser, Ewing, Ferrier, Forth, Freeman, Golden, Gordon, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hart, Herting, Hite of Madison, Hopkins, James, Johnston, Jones, Mann, McAdams, McGee, Meacham, Moore of Adams, Moose, Moffett, Neville, Newton, Nulton, Oakwood, Oberly, Orendorff, Peltzer, Plowman, Quinn, Ramey, Ray, Rice, Rountree, Savage, Scanlan, Scott, Senne, Shaw, Sheridan, Sherman, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Truitt, Virden, Warner, Washburn, Wayman, Webber, Mr. Speaker—83.

So the motion to lay the bill on the table was not agreed to.

Mr. Hopkins moved to strike out the enacting clause.

Which was not agreed to, yeas 49, nays 75—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Armstrong of La Salle, Ballow, Bishop of McHenry, Crawford, Darnell, Dewey, Dunham, Flanders, Grey, Hay, Herrington, Hite of Madison, Hite of St. Clair, Holles, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Jessup, Lane of Hancock, Lane of De Witt, Lietze, Marsh, Massie, McDonald, McPherran, Middlecoff, Moore of Marshall, Moose, Morrison, Mulvane, Oleson, Orendorff, Pollock, Pyatt, Race, Sawyer, Sheridan, Shumway, Smith, Thornton, Virden, Walker, Webster, Westfall, Wood, Wymore—49.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Barkley, Blakely, Bocock, Booth, Bradwell, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Cronkrite, Crosby, Cullerton, Davis, Dement, Dolan, Dolton, Dresser, Efner, Ewing, Ferrier, Forth, Freeman, Golden, Gordon, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hart, Herting, James, Johnston, Jones, Mann, McAdams, McGee, Meacham, Moore of Adams, Moffett, Neville, Newton, Nulton, Peltzer, Quinn, Ramey, Ray, Rice, Rountree, Savage, Scanlan, Scott, Senne, Shaw, Sherman, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Truitt, Warner, Wayman, Webber, Mr. Speaker—75.

So the motion was not agreed to.

On motion of Mr. Lane of Hancock,

The further consideration of the bill was postponed until Wednesday, January 21, 1874, immediately after reading the journal.

By consent, Senate bill, No. 485, for "An act authorizing the board of county commissioners, elected in pursuance of article 10, section 6 of the constitution, to perform the powers and duties heretofore devolving upon the county courts in the transaction of county business, in counties not under township organization," on second reading, together with the following amendment:

Add to the bill an additional section, to be numbered 9:

"§ 9. All acts heretofore done by boards of county commissioners, which might have been done by county courts in counties in which the said courts have not continued to do the business of said counties, are hereby legalized."

Which was reported by the committee on county and township organization, and the consideration of which was postponed until this afternoon, was taken up.

Mr. Jaquess submitted the following amendment to the amendment:

After the word "legalized," in the amendment, add: "Provided, that this act shall not be construed as legalizing the acts of the county courts after the election of the county commissioners."

On motion of Mr. Hite of Madison,

The amendment to the amendment was laid on the table.

The question then being on adopting the amendment reported by the committee on county and township organization, it was decided in the affirmative.

Mr. Shumway entered a motion to reconsider the vote by which House bill, No. 135, for "An act to regulate the rate of interest and to repeal certain laws," was laid on the table.

Mr. Morrison, at 4:20 o'clock P. M., moved to adjourn to 10 o'clock A. M. to-morrow; which was not agreed to.

House bill, No. 160, for "An act relating to grades in cities and towns," was read a second time.

On motion of Mr. Starr,

The bill was referred to the committee on municipal affairs.

House bill, No. 188, for "An act to protect persons pledging personal property as collateral security for loans of money in the State of Illinois," was read a second time.

Mr. Ballow moved to strike out section 3; which was not agreed to.

Mr. Collins moved to strike out of section 3 the words "5 per cent.," and insert "3 per cent.," which was not agreed to.

The bill was then ordered engrossed for a third reading.

Leave of absence was granted to Mr. Lewis.

Leave of absence was granted to Mr. Pinnell.

Mr. Hoiles (by consent) offered the following:

*Resolved*, That the committee on civil service and retrenchment be and is hereby requested to inquire into the expediency of abolishing the board of railroad and warehouse commissioners.

Which was adopted.

Mr. Walker (by consent) introduced House bill, No. 701, for "An act to repeal an act entitled 'an act for the registry of electors and prevent fraudulent voting,' approved February 15, 1865."

Which was read a first time.

Mr. Armstrong of LaSalle moved to refer the bill to the committee on elections; which was agreed to.

On motion of Mr. Ferrier,

At 4:45 o'clock P. M., the House adjourned to 10 o'clock A. M. to-morrow.

#### THURSDAY, JANUARY 15, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Shaw.

The journal of yesterday was being read, when,

On motion of Mr. Ballow,

The further reading of the same was dispensed with.

Mr. Peltzer (by consent) introduced House bill, No. 702, for "An act to amend an act entitled 'an act to remedy the evils consequent upon the destruction of public records by fire or otherwise,' passed . . . . ., 1872."

Which was referred to the committee on judiciary.

Mr. Golden (by consent) introduced House bill, No. 703, for "An act to regulate the reporting and publishing of the opinions of the Supreme Court."

Which was referred to the committee on judiciary.

Mr. Halpin (by consent) introduced House bill, No. 704, for "An act to suppress newspaper advertising for divorce cases."

Which was referred to the committee on judiciary.

Mr. Halpin (by consent) introduced House bill, No. 705 for "An act to amend section six (6), seven (7), nine (9), twenty-four (24), twenty-six

(26) and fifty-three (53), of article nine, of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872."

Which was referred to the committee on municipal affairs.

On motion of Mr. Barkley,

Senate bill, No. 330, for "An act making an appropriation for buildings and other improvements for the State Reform School, and for the purchase of stock," on third reading,

Was taken up and referred to the committee on penitentiary.

Mr. Truitt (by consent) introduced House bill, No. 706, for "An act in regard to pleadings and practice in courts of record, and to repeal certain sections of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872."

Which was referred to the committee on judicial department.

Mr. Armstrong of Grundy moved to suspend the rules to receive the following resolution :

*Resolved by the House of Representatives, That the Illinois Central Railroad Company be and are hereby requested to furnish this House a statement of the workings of the act of this General Assembly known as the railroad law, approved May 2, 1873, as affecting said railroad.*

Which was not agreed to.

Mr. Ferrier moved to reconsider the vote by which the resolution in relation to abolishing the board of railroad and warehouse commissioners, was adopted; which was not agreed to.

Mr. Streeter (by consent) submitted the following resolution :

*Resolved, That the Auditor be instructed to furnish this House with an itemized tabular statement, showing the equalized assessment for each county in the State, for the year 1872, and also the same statement for the year 1873, under the new law; and also the rate per cent. levied for State revenue purposes, for each year respectively.*

Which was adopted.

On motion of Mr. Moffett,

The rules were suspended to receive the following resolution :

WHEREAS the 12th section of the 11th article of the Constitution of this State contains the following: "And the General Assembly shall, from time to time, pass laws establishing reasonable maximum rates of charges for the transportation of passengers and freight on the different railroads in this State;" and whereas, it is the duty of members of the Legislature to comply with the mandatory provisions of the Constitution such as the foregoing, leaving it for the courts to pass upon the force and validity of the Constitution; therefore,

*Resolved, That the committee on railroads be instructed to frame a bill and report to this House, without unnecessary delay, to establish by law the rates of transportation for freight and passengers on the different railroads in this State fixed by the Railroad and Warehouse Commissioners, or some other rates, such law to be cumulative, and in nowise to repeal or affect the law passed by this Legislature at its first session, known as the substitute offered by the special committee of thirteen.*

Mr. Gordon submitted the following as a substitute for the resolution :

WHEREAS the members of this General Assembly, before entering upon their official duties, took an oath to support the Constitution of the State of Illinois; and, whereas, that Constitution expressly provides that the General Assembly shall, from time to time, pass laws establishing reasonable maximum rates of charges for the transportation of passengers and freight on the different railroads of this State; therefore,

*Resolved, That the committee on railroads is hereby instructed to report a bill in accordance with the foregoing constitutional provision.*

Mr. Westfall submitted the following as an amendment to the substitute:

"And we further instruct said committee to provide in said bill for abolishing the board of railroad and warehouse commissioners, an expensive and useless incumbrance, and to leave out the provisions of the 3d section of the present law."

Mr. Collins moved to lay the amendment, substitute and resolution on the table; which was not agreed to, yeas 33, nays 98—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Anderson, Ballow, Bullard, Casey, Cassidy, Collins, Dement, Dolan, Dunham, Freeman, Golden, Grey, Hart, Henry, Hite of St. Clair, Holles, Inscore, James, Lane of Hancock, Lane of De-

Witt, Leitze, Marsh, Massie, McPherran, Moose, Neville, Plowman, Pyatt, Sheridan, Shumway, Truitt, Walker, Weinheimer—33.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Bishop of McHenry, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Carpenter, Chambers, Crawford, Cronkite, Crosby, Cullerton, Darnell, Davis, Dewey, Dolton, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hawes, Hay, Herrington, Herting, Hite of Madison, Hildrup, Hollenback, Hopkins, Jaquess, Jackson, Jessup, Johnston, Jones, Lomax, Loomis, Mann, McAdams, McGee, Meacham, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Moffett, Mulvane, Newton, Nulton, Oakwood, Oleson, Orendorff, Peltzer, Pollock, Quinn, Race, Ramey, Ray, Rice, Rountree, Savage, Sawyer, Scanlan, Scott, Senne, Shaw, Sherman, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Warner, Washburn, Wayman, Webber, Webster, Westfall, Wood, Wymore, Mr. Speaker—98.

So the motion to lay on the table was not agreed to.

A division of the question being ordered, and,

The first question being on the first part of the amendment, being the part in relation to abolishing the board of railroad and warehouse commissioners, it was decided in the negative, yeas 40, nays 91—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Ballow, Blakely, Booth, Casey, Carpenter, Darnell, Ferrier, Flanders, Forth, Gordon, Grey, Hay, Henry, Herrington, Herting, Hite of St. Clair, Hollis, Hopkins, Jackson, Lane of DeVitt, Lomax, Massie, McDonald, Moore of Marshall, Moose, Oleson, Quinn, Rountree, Scanlan, Scott, Sherman, Starr, Walker, Washburn, Wayman, Webster, Weinheimer, Westfall—40.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of LaSalle, Barkley, Bocock, Bradwell, Branson, Bryant, Bullard, Cassidy Chambers, Collins, Crawford, Cronkite, Crosby, Cullerton, Davis, Deuent, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Freeland, Freeman, Golden, Graham, Granger, Grant, Gridley, Griffith, Hart, Hawes, Hite of Madison, Hildrup, Hollenback, Inscore, Jaquess, James, Jessup, Johnston, Jones, Lane of Hancock, Lietze, Loomis, Mann, Marsh, McAdams, McGee, McPherran, Meacham, Mitchell, Moore of Adams, Morrison, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Orendorff, Peltzer, Plowman, Pollock, Pyatt, Race, Ramey, Ray, Rice, Savage, Sawyer, Senne, Shaw, Sheridan, Shumway, Smith, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Truitt, Warner, Webber, Wood, Wymore, Mr. Speaker—91.

So the first part of the amendment was not adopted.

The question then being on adopting the second part of the amendment, being the part in relation to leaving out the provisions of the third section of the present law, it was decided in the negative, yeas 25, nays 101—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Ballow, Bradwell, Carpenter, Ferrier, Golden, Halpin, Hay, Henry, Herting, Hite of St. Clair, Hollis, Hopkins, Lomax, Mann, Moore of Adams, Moose, Morrison, Oleson, Scanlan, Sherman, Washburn, Wayman, Weinheimer, Westfall—25.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Barkley, Blakely, Bocock, Booth, Bryant, Bullard, Casey, Cassidy Chambers, Collins, Crawford, Cronkite, Crosby, Cullerton, Darnell, Davis, Deuent, Dewey, Dolan, Dunham, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Hart, Hawes, Herrington, Hildrup, Hollenback, Inscore, Jaquess, Jackson, James, Jessup, Johnston, Jones, Lane of Hancock, Lietze, Loomis, Marsh, Massie, McAdams, McDonald, McPherran, Meacham, Mitchell, Moore of Marshall, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Orendorff, Peltzer, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Ray, Rice, Rountree, Savage, Sawyer, Scott, Senne, Shaw, Shumway, Smith, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Webber, Webster, Wood, Wymore, Mr. Speaker—101.

So the second part of the amendment was not adopted.

The question then being on the adoption of the substitute for the resolution, it was decided in the negative.

The question recurring on the adoption of the resolution, it was decided in the affirmative, yeas 89, nays 34—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Barkley, Blakely, Bocock, Booth, Bryant, Casey, Cassidy, Carpenter, Chambers, Crawford, Cronkite, Crosby, Darnell, Davis, Dewey, Dolan, Dolton, Efner, Ewing, Flanders, Forth, Freeland, Gordon, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hart, Hawes, Herrington, Herting, Hollenback, Hopkins, Jaquess, Jackson, James, Johnston, Jones, Lietze, Loomis, Mann, Massie, McAdams, McGee, Meacham, Mitch-

ell, Morrison, Moffett, Neville, Newton, Nulton, Oakwood, Oleeson, Orendorff, Plowman, Pollock, Pyatt, Quinn, Race, Ray, Rice, Savage, Scanlan, Scott, Senne, Shumway, Smith, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streater, Stroud, Taggart, Thomas, Thornton, Truitt, Warner, Washburn, Wyman, Westfall, Wood, Wymore, Mr. Speaker—89

Those voting in the negative are,

Messrs. Anderson, Ballow, Bradwell, Bullard, Collins, Cullerton, Dement, Dunham, Golden, Grey, Hay, Henry, Hite of St. Clair, Hildrup, Hoiles, Inscore, Jessup, Lane of Hancock, Lane of DeWitt, Lomax, Marsh, McPherran, Moore of Adams, Moose, Mulvane, Peltzer, Rountree, Shaw, Sheridan, Sherman, Starr, Walker, Webber, Webster—34.

So the resolution was adopted.

The Speaker laid before the House the following communication :

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,  
SPRINGFIELD, January 15, 1874.

*To the Honorable the House of Representatives :*

In compliance with a resolution of the House of Representatives, passed January 8, 1874, I transmit herewith a copy of the proceedings and evidence of the coroner's inquest in the case of the death of the convict Henry Williams.

JOHN L. BEVERIDGE,  
Governor.

STATE OF ILLINOIS, *Will County, ss.*

At a coroner's inquest, held at Joliet, in the town of Joliet, in the county of Will, and State of Illinois, commencing on Friday, the 26th day of December, in the year of our Lord one thousand eight hundred and seventy-three, on the body of Henry Williams, an ex-convict, deceased :

Present—Charles Richards, coroner ; S. W. Munn, foreman ; Hopkins Rowell, Henry Harwood, J. M. Browne, E. H. Weeb, S. O. Simonds, Osmond Fox, Wm. R. Speers, M. H. Flack, Andrew Dillman, A. A. Osgood, R. F. Barber.

*Be it remembered :* That at an inquisition made by the undersigned, Charles Richards, coroner of said county, at Joliet, in said county, commencing on the 26th day of December, A. D. 1873, upon the body of Henry Williams, an ex-convict, by a jury sworn, according to law, to inquire how the said body came to his death, the witnesses then and there sworn testified as follows, to-wit :

DR. R. J. CURTIS.

Dr. R. J. Curtis, being duly sworn, said : Reside in Joliet, Will county, about three months ; I am a physician ; practiced ten years ; saw a dead body in Dr. Richards' office last night, supposed to be Henry Williams ; don't know from my own knowledge who it was ; the body had been subjected to a *post mortem* examination previous, according to the appearance of it ; the chest was open and the heart had been removed (the scalp had also been partly removed). We commenced the examination by removing the brain ; the brain was healthy, with the exception of the blood vessels being injected with blood ; also the blood vessels of the membrane of the brain were injected with blood. We then examined the other organs of the body—the lungs, liver, kidneys, spleen, which all presented healthy appearances. People dying of brain disease have blood in the brain. The blood in the brain was congealed. From the organs that I have enumerated, there was no evidence of disease that would produce death. The heart was not in the body when the *post mortem* was made. I saw the heart ; it was in Dr. Richards' office, in a good state of preservation, put up in alcohol (heart exposed to jury). This heart is covered with an unusual amount of fat ; it is not the disease called "fatty degeneration," but it is a "fatty deposit." When I first saw the heart it had these two openings ; these openings were made with a knife, the doctors told me, to give the muscular tissue for microscopic examination. There is also an opening about three inches in length on the external surface of the heart, situated between the ventricles ; the upper third of this opening was made with a knife, so I was informed ; the lower third has all the appearance of having been made with a knife ; the middle third of this opening, I can't say whether it was made with a knife, or it was an *ante-mortem* rupture ; it connects with the right ventricle ; there is also a connection between the lower third of this opening and the left ventricle, and has the appearance of being made with a knife ; the walls of the right ventricle are thinner than is usual. I think this fatty deposit constitutes a disease of the heart, also of the unnatural "thinness of the walls" of the right ventricle. There is no evidence of disease of the valves. The predisposing cause of the rupture was the fatty deposit ; the immediate cause might have been any excitement, over-exertion or shock to the system. The heart, as now found, would impair the health to a greater or less extent. I think gentlemen of my profession could have told, by examination, what was the cause of ill-health. I mean to say, that if the party had complained in his life-time, that an examination by a physician could have told this to have been the cause of his disease. I don't know who made the punctures, of my own knowledge. I think a party laboring under this disease



would be disabled for hard labor. If a person has a disease as well marked as this, he would eventually die of it, unless some acute disease set in. I do not know that this heart belongs to the body of Henry Williams, deceased; this heart was given to the coroners by Drs. Mason and Miller in my presence; those physicians said it was the heart belonging to the body of Henry Williams. All hearts do not have as much fat around them as this; this is a diseased heart; they sometimes live to an old age with such a heart as this; this rather indicates a good digestion. All the organs of the body were surrounded with fat—an unusual amount of fat. I don't know whether this heart was ruptured or not. I could not say anything about this man coming to his death by violence; it might have been for all I know about the cause of the death, except from an examination of the organs; the man was healthy except the brain; if that opening is a rupture, excitement caused his death; it was never done in a healthy heart. I think the disease of this heart could have been detected by a careful examination in the man's life-time. I might not have detected the thinness of the wall of the ventricle in his life time; with this heart a man would not be healthy; he would become exhausted very quick, and would be unable to do hard labor. If the walls were of proper thickness, I don't think violent exercise would produce death. I think a heart in this condition would indispose a man to exert himself; the congestion of the brain I think could have been produced by struggling or excitement, or both combined. I don't think there was brain congestion enough to cause death, but it might have been one of the elements; there was no indication in the brain that it was congestion of long standing. With such a rupture as I have spoken of, a man would live a few moments; if there was conglum of the heart he might have lived longer; there was no conglum. This disease of the heart is a disease of long standing.

DR. J. R. CASEY

Dr. J. R. Casey, sworn and says: Name, John K. Casey; lived in Joliet fifteen or sixteen years; am a physician, have practiced seventeen years; was present in Dr. Richards' office at a *post mortem* examination on the body said to be Henry Williams. The first part of the body we examined was the brain; there found congestion of the brain; we found the lungs healthy; the kidneys were healthy; we found an immense amount of fat covering the intestines. There was a layer of fat over the kidneys, similar to that over the heart. And lastly we examined the heart. The coroner told me it was the heart of the man; we found it with a layer of fat; the upper third was evidently cut with a knife, and the lower third also cut; in the middle was a rupture, it had evidently been extended with a knife—made larger. I examined this rupture more than any other part; the heart was not healthy, there was a fatty substance that in excitement would produce trouble with the functions of the heart; he must come to his death by disease of the heart; there was congestion of the brain, but not enough to cause death; the condition of the heart would be inclined to make him lazy, he would avoid active exercise. On examination, I think a physician could have told what his trouble was in life; any shock or violent exercise with a heart of this kind would be likely to produce serious results. I don't think a rupture of the heart would necessarily congest the brain if a shock or violent exercise in life-time; with a heart of this kind, it might produce rupture; I found nothing outside the heart that would produce death. Whether he received a shock or not I don't know; a heart of this kind would be apt to be deceptive; a physician would not be apt to discover this, except on a thorough examination of the patient; it would not be neglect in me, on ordering a bath, if I knew nothing about the heart; if the physician did not know he had disease of the heart, it would not be neglect, but if he did, it would. It is the duty of a physician to know the condition of a man before he orders such a shock: by an examination, a physician could, to a certain extent, tell his condition; if the facts were known, it would have been gross negligence to have ordered him to receive such a shock. When I was doctor of the prison, the shower bath was used; was prison doctor from 1858 to 1868. When a man complained, I did not examine his heart unless the patient drew my attention to it, or unless there was symptoms; a careful and prudent physician might have ordered this bath without neglect on his part. While I was prison physician, and a convict was ordered a bath, I would not have examined his heart without my attention was called to it; I would not consider myself culpable in not examining him before I ordered a bath; looking at this heart here, a shower bath, when I was physician, on a man with a heart like this, might produce death.

DR. B. C. MILLER.

Dr. B. C. Miller, sworn and says: Name, Ben. C. Miller; reside in Chicago; am a physician and surgeon, have practiced medicine since 1867. I have not made a *post mortem* of the body of Henry Williams (Miller offers an affidavit of E. Powell, M. D.); this is the identical heart he handed to me; never saw Williams in his life-time; am not connected with the prison. When the heart was shown to me we were at an opening of an inch or an inch and three-quarters, and a cut in the apex; the right side of the heart has more than a usual amount of fat; have not examined it with a microscope, it looks like fatty degeneration; that condition would tend to weaken the muscular power of the heart. I did not find any marks going to show a rupture of the heart; when I first examined the heart, I did not know whose it was, and I pronounced it a cut (the doctor explains to the jury); my opinion is that the whole of it is a cut; I see nothing in it that looks like a rupture; I think out of something like one thousand *post mortems*, I have not examined more than from four to six ruptures; in any one of these, the rupture was not found where it was said to be in this; in my opinion, I do not believe this heart was ruptured; unless I had seen all parts of the body I would not be in a condition to state whether the man died with heart disease or not. I do not think a heart in this condition would indicate anything, in my opinion; in pronouncing this not a rupture, I did not know whose heart it was, I made a careful and critical examination and pronounced it a cut. When I examined this heart I did not come to the conclusion that it was a diseased heart; a man with a heart like this might do violent exercise or labor; a man with a heart like this might endure a severe cold water bath, it would depend on the nervous system; I have not been Dr. Mason's adviser since he has been prison physician; told Dr. Mason and Mr. Southworth that the heart was not ruptured.

DR. C. H. BACON.

Dr. C. H. Bacon, sworn, and says: Reside at Lockport, in this county; am a physician and surgeon; practiced fifteen years; know nothing of the death of Henry Williams; have examined the heart; it is a slightly diseased heart; there is an excess or an accumulation of fat on its external walls. I find the muscular structures somewhat thinner than usual. It seems to me that it is not thin enough to account for a rupture and yet it is possible that a rupture might have occurred; in case of a rupture in ruptures in the right ventricle, it occurs in the apex, thus opening it in the middle. I should [look] for a rupture whenever I found it. Ruptures do not always occur in the same place; can't say whether the hole was made with a knife or not. I contend it would be impossible for me to tell with the naked eye a person suffering with a disease of this kind. The action would be irregular; and if it is true

that the muscular part is affected, there would be fainture on exertion, inability to work, want of breath and inability to do anything he was set at; it would be the duty of a physician to examine the patient; he could tell what the trouble was. A shock would produce an undue amount of blood in the heart and might produce rupture. A cold bath has a tendency to produce rush of blood to the heart. Have been prison doctor five years and fifteen days. During that time punishment was occasionally given; these cases were not always examined by the physician. I have been called upon occasionally before they were ducked to examine them. It was not the order to examine them during my service. It was not my duty to order punishment. The physician has no authority to order any punishment. While I was here the Board of Commissioners made the laws and rules in respect to discipline. The Warden, deputy and his assistant carried their rules into effect; those rules were reduced to writing, I believe. The physician was not one of those examining officers. I do not know how the discipline of the prison is carried on now. Captain Hall was a deputy Warden the last few months I was here. Captain Hall has carried out my recommendations in cases of feigned insanity by plunging them in the water. So far as I have been able to judge, and I have always been present when I ordered men ducked, he always carried out my instructions to the letter. I never had any instructions about being present. (Dr. Miller presents a written statement from Dr. J. W. Sanforth, which the jury receives.) My official relation with the prison ceased on the 15th July, 1873. Dr. Mason was appointed some time in June. I stayed here by request of General Bane, after another was appointed. He did not assist me. He stood there and looked on while I examined the sick. He was present when I was appointed. I took Dr. Casey's place; he left here on the last of June, and I took charge on the 1st of July. The reason General Bane wanted me to stay was that Dr. Mason had been practicing dentistry for about twelve years, and that he required some time to post himself up, and that he (General B.) would esteem it a personal favor if I would remain some two or three months with him and that I would be paid for it. Don't think any of the rest of the commissioners were present at this time. Then Dr. Canisius was present when I consented to remain till the 15th of July; received pay from the 1st to the 15th of July. I would consider it criminal negligence to order a cold water bath and not be present and see the order executed. Just as I would if I should cut off a leg and then not attend to it. The reason why that I considered it my duty to be present was that I considered my reputation was at stake. I have ordered a cold bath for other diseases except insanity—in cases of masturbation. I mean to be understood that I never ordered a bath except in the way of treatment. When I have ordered cold baths the bath tub was filled about two-thirds full of water; bath tub six feet long, two feet four inches wide, twenty inches deep. The man was stripped and plunged into it and taken out quick. I never used any cold running water. There are two faucets at the foot of the tub. They might turn on the waters; it would fall one or one and a half feet; come with great force. The reservoir is perhaps 15 feet up—2 or 3 inch pipe. At the baths I was present at; I discovered no immediate effect; plunged in face up. No man I ever gave a bath to was strangled; saw one man strangled; think it was last winter; was going past bath house. Met John Reid and Major Edwards, and there was a convict come out and called to me to come quick, there was a man drowning. I ran into the bath house, and found a man laying across the table, with his head and arms hanging across the table; Mr. Sleeper was present, and said he guessed the man was drowned. I used Dr. Hall's remedy and brought him to, and then put him in the hospital, and in a few days he was all right; don't know by whose order he was bathed. Strangulation, rupture of some of the small vessels of the brain, congestion of the lungs, a blue and mottled appearance, venous clots of blood in the right ventricle, that is in case of diseased heart, but not in a healthy heart. It is a pretty hard matter for me to form an opinion from hearsay—I don't propose to do it; had I been present at the *post mortem* I could have answered your question; the taking out the heart might have let the water out of the lungs; under my recommendations Capt. Hall used good judgment in administering the baths; he was a humane man and a good officer; don't as a physician consider it dangerous to take a cold bath where the man is healthy; but never ordered a bath without examining them for heart disease.

#### THOMAS BENTON DAVIS.

Thomas Benton Davis sworn, and says: Employment has been a carpenter; now in the rolling mills; I took a body from the penitentiary grave yard; I and a couple others were sent up here by Mr. Richards to get a body; we took up a body and took it to Dr. Richards' office; I was present in the office; the head-board had the name of Williams on it; it told when he died—it was the 12th of December; I took the body back and buried it in the same grave.

#### GEORGE LANG.

George Lang: Am a guard at this institution; knew H. Williams, a convict; it was on the 12th of December he died; saw him after he died; showed three young men his grave; saw them when they took it away; did not see them bring it back; don't know how he came to his death.

#### CAPT. J. F. HALL.

Capt. J. P. Hall: Am an officer of the penitentiary; am deputy warden, and have held that position since about the 1st of June, 1873; had been here prior as assistant deputy in the neighborhood of two years and three months; my duties are the immediate charge of the discipline of the prison; receive orders from the warden; report to the warden; the warden is my immediate superior; the warden is the executive; the board of commissioners make the orders; take my orders from the warden; remember the circumstances of Williams losing his life; was not present when he died; was present when he was in there alive; we were administering a cold water bath on the 12th of December to Henry Williams, by order of the prison physician, Dr. Mason; the cold water bath consists of this: we take two or three convicts, and cause the prisoner to undress himself, and be immersed in an ordinary bath-tub two-thirds full of water drawn from the artesian well; there were three or four men took hold of him; I can swear that there were three that took hold of him and immersed him in the water, and I think his head was under water at one time five or six seconds, at the same time Williams relating with all his might; a part of the time his head was out of the water; we aimed to put him on his back, but he was not on his back all the time; he struggled, he resisted more than men ordinarily do; after the five or six seconds we took him out of the bath-tub, and sit him on the edge of the bath-tub; he seemed still stubborn, or in other words, he had a defiant look; he said nothing he breathed hard like a man who had been over-exerting himself; I then ordered him immersed again, just in and out; I saw then that perhaps something was the matter with him; I felt his pulse, it seemed very weak; I immediately sent for the hospital steward, Dr. Baird, knowing that Dr. Mason was absent; I think he leaned to one side, as if he wanted to lay down; he was on the edge of the tub, his feet out of the water; at the same time I ordered the convicts who were assisting in the work to their

places of work, at the east cell house; I called for Mr. Sleeper, assistant deputy warden, and laid the prisoner on the table on his side in the bath-room, and started myself for the hospital steward, and when we returned to the bath-room Williams was dead; did not rub him down at all; this all happened in four or five minutes; I don't think he spoke at all from the time I first saw him; I think he was immersed twice before I saw him; I ordered him put in the third and fourth time; I supposed he had been put in once when I ordered him put in again; it was after his death I learned he had been put in twice; the surgeon never orders a bath except in two cases, feigned sickness and masturbation; it is customary to plunge a man more than once; the mode is this: immerse a man in the water in the bathtub, let him out, and let him move around the stove and warm, if he wants to; when a man seems stubborn and shows signs of resisting, we immerse him again; we do not, in all cases, continue to immerse a man until he yields; some men are so constituted that a cold water bath would have no effect on them in subduing them; one of the reasons why I ordered him put in the third time, was because I thought he was stubborn. The rules of the commissioners did not forbid me from putting him in cold bath in this class of cases. The doctor informed me, some two months ago, that the commissioners had given him verbal orders to use the cold bath in cases of feigned sickness and masturbation. I understood Deputy Sleeper to say—got my order from Sleeper—we were ducking the man under the head of feigned sickness. I never thought from the start that we could cure the man by the cold water bath; the object of the bath in this case was to ascertain whether the man was sick or not; this man came out of the solitary department; he had been in the solitary in the neighborhood of eleven hours, but not in punishment. When the convict's case is investigated, and the evidence goes against him, if it is first or second offense, he is put upon bread and water, and the blind doors closed; after the first and second offense he is placed to a ring bolt in the wall, with a pair of hand-cuffs on, so as to bring the hands to the height of the chin, and left in that condition until he expresses a willingness to live up to the rules of the institution, according to the disposition of the man; it is not customary to put weights or sand upon the person of the convict when he is tied to the ring bolt. There have been two or three cases, lately, where the convicts for refusing to work were compelled to walk about in the hall of the solitary with a soldier's knapsack, weighing fifty pounds, for ten hours a day. I think the ceremony of ducking this man was at a quarter past seven in the morning, and the eleven hours previous he was in the solitary, but not in punishment; could not say whether he had a regular supper or not; had nothing but the bare floor to sleep on. The first I heard of his complaining was on the 10th of December; he complained to the foreman of the shop; foreman's name is Mr. Walls; I did not see the man and talk with him at that time; the foreman reported him on the evening of the 10th to the guard; accusation was, that he was not doing a reasonable amount of work; the guard informed me he told Williams to go to sick call in the morning; in the meantime this officer spoke to Assistant Deputy Sleeper, and at quitting time Sleeper spoke to me concerning this man; I told him to take him up to sick call in the morning, and let the doctor examine him and find out whether he was sick or not; he was taken to the doctor about eight o'clock in the morning, and examined by the doctor, and marked for duty; he staid on the night of the 10th in his cell; on December 2d he was in punishment for disorderly conduct; he had not been in the solitary in punishment from the 2d to the 11th; I saw him in the shop on the 11th, three or four hours after he had returned, and the officer in the shop called my attention to him, and said he was complaining of his hands. It is the custom to bring every man that is reported to the solitary a few minutes before whistle time. The order was given on the evening of the 11th to give him a cold water bath; it has always been customary for the deputy warden to take orders from the doctor to give cold water baths for the cases. I think three or four weeks before this accident happened Major W. sent for me to come up; I went and found Com. Southworth in the office; the Warden said to me, "Captain, are cold water baths being administered here?" I told him "Yes, on the order of the physician only." I think he said some one had been telling the Colonel that we were bathing men here; he did not know of this case before it happened; he was not here; all my authority was from the doctor, and the usual custom; I have administered this kind of treatment to a convict who was feigning sickness in the absence of the physician who ordered it; Dr. Bacon ordered it, and was not present; I had not recollect the number of times; think I would be safe in saying several times; Dr. Bacon was present at least half of the time when I was carrying out his orders; reported the death of this man to General Bane, secretary of the board of commissioners; the Warden was not here; the rules read that this kind of treatment is not allowed, except under the two cases mentioned; I don't know whether it was communicated to the Warden or not; Major W. never gave me any orders to bathe a man; this man was put in prison November 21, 1873; heard for larceny; he spoke broken English, and claimed to be French; the first official report made to me was on the evening of the 11th; it is explained to them if they complain that they can go and see the doctor; the first time that it came to me that he was sick was on the 10th; he mentioned it to his keeper, in French; his conduct was refractory; I told him to put his clothes on when I first came in, and he would not do it; he said nothing; he was sullen; he was a man five feet four or five inches high. Sleeper said, "Take off your clothes," and he absolutely refused; I then told the men to take off his clothes, and he was resisting all the time; I had no apprehension that he was unwell, from the fact that he had been to the doctor and reported for duty; on the morning of the 12th I asked Sleeper if the doctor had told him to give this man a cold water bath, and he said "yes, he had." I asked the second time if the doctor told him, and he said "yes, he did," or language to that effect; the water is 55° or 60° in this tub in temperature; the receiving officer marked on the descriptive list at the time this man was received, "Has an idiotic look;" since Dr. Mason has been here he has generally been present when the bath has been administered; the doctor since he has been here has been reasonably kind and lenient toward the convicts.

Q. Do you believe that if this man Williams was well, and did not have the heart disease, and he had not resisted, that this bath would have killed him? A.—Most certainly not; this was a lighter dose than I had been in the habit of giving.

CAPT. JOHN D. HAMILTON.

Capt. John D. Hamilton: Know all the commissioners; know Dr. Mason; heard the commissioners tell Dr. Mason that he might administer cold water baths in the cases of feigned sickness and masturbation; the instruction of General Bane was for the doctor to use his judgment; I have never known the Warden to be other than humane; never knew of him to be cruel towards convicts; have heard of no cruelties in the prison since I came here, on the 12th of May last; understood the bath to be a remedy.

Saturday, December 17, 4 P. M., inquest adjourned till 10 A. M., Monday, December 29, 1873.

DECEMBER 22, 1873—10:30 A. M.

J. T. COOPER.

J. T. Cooper sworn and says: Reside in Alton, Madison county; I am sheriff of that county; was sheriff in November, 1873; there was a prisoner by the name of Henry Williams sent up from our court in November last; I think I had him in my custody about two or three months before he was sent here; when he was brought there he seemed to be in good health and continued so to be for some time; living in Alton, and having my office in Edwardsville, I was not there all the time; I was absent, and on my return to the office I learned that Williams had been hurt by the prisoners; I went to the jail and found him lying on a bed in the hall of the jail, and he seemed to be suffering a good deal; he could not speak, and he mumbled something; he was lying on his back, and seemed to be suffering a good deal; I then went to see the doctor; I found the doctor, and asked him if he had seen the prisoner that morning; he said he had not; he said he would go over and see him; he said that he was badly hurt, and if he did not get better this morning, he was afraid he would not get well; he was afraid of congestion; he afterwards went to see the prisoner, and he got well, and continued so till he was brought up here; this was about six weeks before he was brought up here; could not tell what nationality he was; he was a foreigner; he spoke bad English; I think he comprehended the English language; had a conversation with him when he was put in jail for stealing a horse; think he could understand English; I know nothing, of my own knowledge, as to the manner in which he was hurt; his breast was jammed against the bars in the jail by the other prisoners before his conviction; we supposed he was well; he looked pale and haggard after he was hurt; the doctor, when he said he was afraid of congestion, did not say where; my deputy, James Bannen, brought him to the prison; never knew him before he was brought to the jail; while in jail he behaved himself tolerably well; on one occasion he set his mattress on fire, to get rid of lice, as he said; he was either demented or a very mean man; I don't know that he had a friend in that section of the county; he did not have a good reputation among the neighbors.

CAPT. HALL, RECALLED.

Capt. Hall, recalled, says: I suggested, at the time I made the report of the death to the commissioners, that a coroner's inquest should be held; that the matter might leak out. I stated the case to them; they then investigated the case in its details, and discussed the matter between themselves, and two of the gentlemen thought that they had better bury the man, that it was an accident; and the other thought that there had better be an inquest. The commissioner who wanted the inquest was Col. Southworth. The President, Dr. Cantelius, insisted on hushing the matter up. They gave me to understand that the man was to be buried, that is two of them. I was not present when a sort of *post mortem* was made by the prison physician, and did not know of it for two hours after. My reason for suggesting an inquest was, that my assistant, Mr. Sleeper, a few minutes after it happened, came to me and insisted on having an inquest. The law says that in the absence of the Warden that the deputy shall perform his duties; but custom has changed it somewhat. When Capt. Smith, late Warden, lost his life on the railroad, the president of the board of commissioners assumed the duties of Warden, and in the absence of the Warden since that time, they have dictated to me in regard to the general management of the prison. In some instances they have given orders; they have exercised the duties of Warden, in some instances, in the absence of the Warden. When Williams was brought here I did not know anything about his health. The first I knew of his being hurt in jail was on last Friday, when I saw it in the Madison county papers. The first I knew of the *post mortem* was when the doctor touched me on the shoulder, and said: "Captain, we are all right; the man died from heart disease." I did not try to keep the matter secret at all.

ASSISTANT DEPUTY WARDEN D. C. SLEEPER.

Assistant Deputy Warden, D. C. Sleeper, sworn, and says: 'Am assistant deputy warden here; have occupied that position between three and four years; have been an officer here nearly sixteen years off and on, probably eleven or twelve years actual service. I knew a convict by the name of Henry Williams here in the prison; I recollect seeing him on the 11th of this present month; don't know that he made any particular complaint; I asked him what was the matter with him when he went to sick call; he said his hands were sore; he went to the hospital to see the surgeon; I went with him; I called the doctor's attention to his case particularly, because the foreman and keeper had complained to me of him; the complaint was that he did not do a day's work; the foreman said he was not making any effort; the doctor examined his hands; could not say whether he made any other examination or not; the doctor marked him for duty on the book, and also told me he could find nothing he complained of—anything else except his hands; could not swear whether anything was done for his hands or not; he was then taken back to the shop and put to work; I saw him during the afternoon at the bench, and saw him again in the evening; the foreman told me that he was not making any effort to do his work, and that he would have to report him; the keeper of the shop gave me his report in the evening when I went to visit the shop; I told the keeper to stand him out at the corner of the "solitary," when he came along with his gang of men; I took him to the "solitary" that evening; he was not punished to my knowledge, simply put in; could not say whether there was warmth or not; the reason why I don't know about fire is that my duty is finished at that time. I next saw Williams the next morning ten to fifteen minutes after 7 A. M., the 12th; I took him to the bath room from the "solitary;" I bathed him at the bath room in a cold water bath; I had him take off his clothes, and I had three or four men immerse him in the water; when he came out I asked him whether he had anything to say to me; he made no reply; I had him immersed again; I am not positive whether I immersed him two or three times in and out; put him in twice; he made no reply; at the end of the second or third time I put him in he said he would go to the shop and go to work; up to that time Capt. Hall had not come into the bath room; after Capt. Hall came in I did not immerse him again; he was immersed again, after he said he would go to the shop, by order of deputy warden, Capt. Hall, I think once, about four or five seconds, and I think another time, in and out as quick as it could be done; could not tell how many minutes it was between the immersions, but I think three or four minutes; should judge there was about the same space of time in Capt. Hall's immersions; there was no friction or rubbing down the prisoner during the time. Captain Hall ordered him to put on his clothes; he did not do anything; did not undertake to put his clothes on or make any reply; he was not breathing hard, or did not show any symptoms of being tired; he appeared stubborn and defiant. I think his legs were in his pants when Capt. Hall came in; he was not exhausted, because he had not made much exertion; he made no resistance, except by catching hold of the bath tub while I was bathing him; that was all the resistance he made. Between the time Capt. Hall put him in the first time and the last time, about two or three minutes intervened. I don't recollect what was said; don't think he was ordered to put on his pants then; he seemed very stubborn and defiant then; when

he was taken out the last time he seemed to be breathing as though he was in pain. On being put in the last time he offered resistance, but not so much as he had before; when he was taken out the last time he seemed to be in pain; he leaned over on his elbow and then on the floor; he was breathing hard and seemed as though something hurt him inside; he did seem strangled. He did not seem strangled during the bathing; have seen men strangled; he did not present appearance of being strangled; could not tell how long he lived after he was taken out; would say two or three minutes; that water was not prepared by putting ice in it to make it colder; the faucet was not turned and the water let on his face. I have never seen that done here yet; I understand that the rules of the prison do not allow bathing in cold water baths for punishment; that day after I had taken Williams to the hospital in the afternoon, the foreman told me he was not doing anything; I told him to report the case to the keeper, and he reported to me; I took him to the solitary, and that evening I saw Dr. Mason and told him about it; the doctor thought he was feigning sickness, and ordered me to give him a bath; I told Capt. Hall that evening what the doctor's order was. I mean to be understood that the bath was given as a prescription and not as a punishment. Dr. Mason was not present to see him receive the prescription. I am now satisfied that there was something the matter with the man, although he never complained to me except about his hands; I never knew of his being taken to the doctor prior to the 11th of December; don't know why there was not a coroner's inquest; I know I told the deputy warden I thought it would be necessary to have an inquest; it used to be under the lawless common to have an inquest; since the State took charge I do not know of but one case where an inquest was held; Capt. Hall knew the man had been bathed, but I don't think he knew how many times; couldn't tell what time I left the bath house after his death; think I was there about ten minutes; don't think it was ten minutes from the time I went in till he was dead; don't think it was over five minutes before he died; I don't recollect that I informed Capt. Hall that he said he would do his work; when I take orders from the doctor I take them verbally; he has never given me a written order to my recollection; I take my orders from the warden or assistant warden for all my acts; I went to the deputy warden and told him what the doctor said, and got my orders from the deputy; the doctor told me in the hospital that in certain cases he had permission to bathe them; the deputy has told me the same thing; don't think the warden was present; don't think he knew anything about this case; don't know that the commissioners manifested any anxiety to conceal or cover up this case; was in the prison while Dr. Bacon was here; was in the habit of administering baths; he was not always present; I have no doubt of that being the fact; did not hear Dr. Bacon's testimony; Dr. B. had kind of a rough way of speaking sometimes to the convicts; he was not inhumane, but kind of rough; don't know that I have heard him use profane language; did not know that this man was sick at the time; the reason why I think so is that he died; I heard that Dr. Mason made a *post mortem*; heard it was ordered by the commissioners; Dr. M.'s conduct is lenient and kind; the warden's conduct is very kind towards the convicts; the discipline is very good; don't know that it was ever better; there is now 1,165 men in the prison.

Q.—Did Dr. Bacon, while you were in the penitentiary and he was prison physician, order or recommend baths to convicts? A.—Yes, sir.

Q.—When so recommended, and at the time the baths were administered upon said recommendations, was he always present? A.—He was not; I can't be mistaken about it; at the time the bath was administered to Williams there was no unnecessary hard usage; if the man had been well I do not think he would have been injured by the bath; could not say whether the doctor gave me the order for a bath in any other case or not; he represented that his hands were sore, and nothing else. The reason why he was put in by Capt. Hall was because he would not put on his pants, and also to show the convicts that they must obey my orders. When Capt. Hall ordered him to take off his clothes, he said "he would not," by my orders he was not in the bath more than two seconds; did not inform Capt. Hall how many times he had been bathed, or that he said he would go to work. Sometimes at the bath the convicts show fight and attack the keepers; I wish to be understood, from the time of his going into the bath room till he was dead was from eight to twelve minutes. (The jury here visit and examine the bath room and the solitary department.)

DR. D. H. MASON.

Dr. D. H. Mason, sworn, and says: I am a physician; I am a graduate of the Castleton Medical College, Vermont; I have been engaged in the practice for 23 years in the State of Illinois; have been physician to the prison since the 11th day of July last, and have been in charge ever since; during this present month of December, I had occasion to examine a patient, by name of Henry Williams, probably on the 11th day of December; the first time I saw him was at the regular morning call at eight o'clock; he stated that he had no use of his hands—had no grip in them. I took hold of his hands and asked him to squeeze my hand with all the power he had; he pretended that he could not use any force whatever; I then took his hand and doubled it back until it gave him some pain; I then let it go, and he was using force enough so that his fingers stopped on the palm of his hands; I did this two or three times with both of his hands; I was convinced that there was nothing the matter with his hands. I asked him if there was any other trouble except the trouble in his hands; he said there was not. I then reported him for duty; he was brought to me again on the same day in the afternoon, or the next day, by Deputy Sleeper; he said, this man still claimed that his hands were sore, and he couldn't do his work. I examined him again, with the same result as before. I told the deputy that the man was not sick; that was my opinion; he had every appearance of being in perfect health. I also asked him, the second time, if there was anything else the matter; he said no, nothing but his hands; his hand were not swollen, or had no marks on them; don't know whether I put anything on his hands or not; if I used anything at all on his hands I painted them with iodine; cases similar to this are of every day's occurrence—if I put iodine upon his hands, it was to operate on his mind. I reported him for duty the second time; that was the last I ever saw of him alive; there was nothing in his appearance to cause me to suppose he was sick; he had the appearance of perfect health. I saw Deputy Sleeper on the eve of the same day that I saw Williams; he said, what shall be done with this man Williams. I inquired what he knew of his history. I understood him to say that he was a noted horse thief and jail-breaker. I then said, I think he had better have a bath; that was all that occurred then, all that was said; there was nothing more said, not a word. The next I heard was on my arrival here the next morning. I was then told that he was dead. I first went and saw the commissioners—they were all together. The whole matter was talked over as to the best thing to be done under the circumstances. Every one seemed to express the opinion that there ought not to be an attempt at concealment. It was thought best that I should make a *post mortem* examination. At least, that was my understanding of it. Something was said about an inquest. I made such an examination. I commenced by laying back the scalp, intending to first examine the brain; when I got ready to use the saw I found that it was exceedingly dull, and I sent Dr. Baird for another. While he was gone I commenced opening into the cavity of the chest. I saw nothing unnatural when

the breast-bone was first removed. I then opened into the pericard, and found it filled with blood; I said to Dr. Baird this is in the heart; I then removed the heart, and found an opening in it; I brought the heart and showed it to the commissioners; I can't say positively whether I could see the sack or pericard before I brought it up or not. I saw no aperture till after I opened it with the knife; that was the first I saw of blood; my best opinion is that I did not cut the heart when I cut the pericard; the pericard was not extended with blood; the aperture was in the ventricle of the heart, I should think two inches in length; I am not positive as to the length in the right ventricle; from the condition of his heart, I supposed it to be a rupture of the heart; there was an unusual amount of fat about the heart, and an unusual thickness of the walls. From the condition of the heart, I don't think it would have affected his general health very seriously. I might, or might not, have detected the disease, if my attention had been called to it. Such a heart would induce general debility in a case of long standing; as long as there was muscular fibre enough to cause the heart to contract well, his general health would not be affected, in the condition that his heart was in; I should expect the pulse to be affected—a want of power; had never felt the pulse of Williams. Some persons, with a heart like this, would be killed with a very slight shock—it depends on the nervous system. When I ordered the bath for this man, it was to accomplish a result which it had accomplished in a great many other cases; a great many men imagine themselves sick, and a bath makes them feel all right; I have never seen but one man immersed—I mean that, in my presence, no man was ever dipped but once. When I told Deputy Sleeper he had ought to have a bath I did not mean that he should be put in till he got better; I expected when the man was bathed to be present myself, or have my assistant, Dr. Baird, present; I did not say so, but that was my expectation. This was the first instance that ever came to my knowledge where a man was dipped more than once; when I gave the order I supposed he would not be dipped but once. I understood the rule, that the thing—bathing—was abolished, except on the order of the physician, and I never knew, till after the death of Williams, but what the order was written in that way. When I consulted the commissioners in regard to bathing, I did it as to the expediency of using the bath, and stated to them a certain class of cases that I thought the bath should be used for. My understanding was, with them, that I must use my own judgment in the matter. I have used the bath three or four times as a remedy while I have been here; I was present at one, and Dr. Baird had charge of another; my impression is that there is another that I was not present at. The commissioners expected me to be present and take charge of it; the one I was present at, I think, was in the forenoon. The first one was a case of feigned insanity; I can't say if this man had received just one dip, whether or not he would have been alive to-day; my impression was the bath was not the cause of the death, but that the struggle was the cause; a man could live about as long as you could snap your finger with such a rupture; when I found the cavity in the heart, and it filled with blood, I took it for granted that he died of the rupture of the heart. The most of the talk I had in regard to the matter of bathing was with General Bane. I think Dr. Canisius was present at one time. I think this man died from disease of the heart; I noticed nothing peculiar in his hands; they had the appearance of a man in good health; the reason why I was not at the bath was because it took place before I arrived in the morning. A man having a heart like this, after violent exercise, would have difficulty in breathing; I think there was something said about an inquest—something was said about keeping it quiet. I know I said that so far as I am concerned I was willing to let everybody know about it. I spent fourteen years in the practice of medicine entirely—six months in the hospital at Baltimore, and attended three courses of lectures.

#### DR. THEODORE CANISIUS.

Dr. Theodore Canisius, President of the Board of Commissioners, sworn, and says: I am acquainted with Dr. Bacon's signature. This is his signature. (Here Mr. Phelps offers a paper in evidence.) Am a commissioner; reside in Annapolis; am here every week; am president of the board; never saw Williams; was in regular session at the time of his death; did not regard it as a duty to have an inquest, for the reason that we are placed here by the people, and we must enforce discipline, even to the death of a man; we knew if anything of this kind should get out it would give our enemies a chance to work it up to our own detriment; when we took charge we concluded to abolish the bath as a punishment; I wanted to leave the doctor permission to use his own judgment when to apply the bath as a treatment; with loose discipline all our subordinates would be killed, and they (the convicts) would visit our friends in Joliet very soon; the discipline is good; Mr. Sleeper is, so far as I know, a good officer and a humane man. Capt. Hall is said to be one of the best men for a prison in the country; we did not want any talk about it inside or outside; I had no opposition to having a coroner's inquest at the time of this death; I did not then and do not now consider that we were to blame; if the man was bathed for punishment, it was wrong; but if the physician ordered it, then it was not wrong; I consider Dr. Mason to be a humane man and a pretty fair physician; think he is a careful man.

#### MAJOR WHAM.

Major Wham, Warden, sworn, and says: Am warden of the penitentiary; the management of the prison has been criticised by the press; I would like to explain under oath. At the first meeting of the commissioners the bath was abolished as a punishment. (Major Wham makes an explanation, and reads the rules of the prison.) I know nothing about the death of the convict Williams; I have and do yet regard Captains Hall and Sleeper as the very best of prison officials. (The warden then presented an affidavit of Dr. Mason, which was read and offered in evidence.)

#### CAPTAIN HALL.

Captain Hall recalled, and says: I told Dr. Canisius that I would modify my testimony in relation to hushing up the matter. In administering this bath I done it for feigned sickness; when I administered it I thought he was feigning sickness.

#### COL. J. M. SOUTHWORTH.

Col. J. M. Southworth, sworn, says: Am one of the commissioners; at the time of the death of this man the question arose in my mind as a legal question, whether we had the right to dispose of this body or not; I was not decided that we had a right; I did not know that any of the officers were delinquent in their duty; had no desire to suppress the matter; Dr. Canisius was very decided in the opinion that we had a right to dispose of that body, and Gen. Bane thought the same, and if anything was said about keeping it quiet it was to keep it from the convicts, as we intend to keep everything from them; I think Dr. Canisius said to Captain Hall: "Bury the man, and go about your duties." Deputy Warden Hall asked Dr. Mason if I did not explain to him what a cold water bath consisted of, and that it was two, three or four consecutive immersions; he replied "yes," or words to that effect.

## EDWARD A. NATTINGER.

Edward A. Nattinger, sworn, and says: I had an interview with Dr. Mason and other prison officials regarding this affair on December 16th, and asked Dr. M. the question: "In what manner is this bath administered, describe it?" An ordinary bath tub in the convicts' bathing room is used; the water is drawn from the artesian well pipe, and is of a temperature of 60°; the convict is stripped and entirely submerged in the water from two to five seconds; don't remember any statement about the number of duckings. This was after all the facts had come to the knowledge of Dr. Mason.

## APPENDIX.

JOLIET, December 29, 1873.

Number of days labor lost by punishment during the following months in the years:

	1872.	1873.
September	153½ days.	47½ days.
October	90½ "	45 "
November	133½ "	41½ "
December (1st to 28th inclusive)	124½ "	40½ "
Total	616½ "	174 "

I hereby certify that the above statements are taken from the records of this institution, and that they are true and correct, to the best of my knowledge and belief.  
(Signed.)

GALLUS MILLER.

Sworn to and subscribed before me this 29th day of December, A. D. 1873.  
[L. S.]

HENRY R. YEAKLE,  
Notary Public.

JOLIET, December 20, 1872.

J. W. WHAM, Warden Illinois State Penitentiary:

DEAR SIR—Soon after I took charge of the medical department of this institution, my attention was called by the deputy warden to the case of a convict who was feigning insanity. I found the man in the solitary, his hands tied to a ring nearly six feet above the floor. The man was a cripple, having lost both feet, by freezing, before coming here; he was standing with the stumps on a cushion. I said to Capt. Hall: "This is a cruel thing; why don't you punish the man in some other way." He answered: "The commissioners have decided that convicts must be punished in no other way." He also said that the cold water bath produced better results on this class of men. I consulted with commissioners Bane and Cammins in regard to this case, and others to which my attention had been called, and it was decided that the bath might be used under my direction. It has been used four times. The first case was the cripple, and he has been sane since that time, and acknowledged that he was pretending to be insane that he might be sent to the insane asylum, thinking his chances for escape would then be better. The next case was a convict, who, by masturbation, was rapidly destroying both mind and body. The result has been excellent. The next case was the negro Sampson, a convict sent by Will county. He said he had the rheumatism. He came to the hospital pretending to be in great distress. I thought his agony too great to be real, and sent him to his duty. His guard thought that I had made a mistake, and sent him to his cell. This was on Saturday. On Monday he was brought to the hospital. He laid on the bed for two days, propped up with pillows, in so helpless a condition that he had to be handled with great care by the nurses; and so well did he act his part, that the hospital steward thought it was the worst case he ever saw, notwithstanding he has had three years' experience with "dead beats." On Wednesday morning I ordered him a cold bath. He came out of the bath well, saying, if that is the way they treated rheumatism, he didn't want any more of it. The next case was that of the man Williams, which has been reported to you in full. The bath consists in dipping a man in a tub of water at the temperature of sixty degrees, in precisely the same manner that persons are immersed in the church service.

D. H. MASON,  
Physician State Penitentiary.

Sworn to and subscribed before me this 20th day of December, A. D. 1873.  
[L. S.]

HENRY R. YEAKLE,  
Notary Public.

We, the undersigned jurors, summoned and sworn, have held a coroner's inquest on the remains of the convict Henry Williams, in the city of Joliet, on the 26th, 27th, 29th and 30th days of December, A. D. 1873, and do find as follows, to-wit:

Do find that the deceased's name was Henry Williams, and that he was about 25 years of age; that at the time of death, on the 12th day of December, A. D. 1873, a convict in the Joliet (Ill.) State Penitentiary; that he had been received at the said penitentiary on or about the 21st day of November, A. D. 1872, from Madison county, Illinois, and had been convicted of the crime of horse-stealing, and sentenced for four years to said penitentiary.

And we further find that he came to his death on the 12th day of December, A. D. 1873, the remote cause of his death being heart disease,

and the immediate cause a rupture of the heart, caused either by a violent physical struggle or the shock while receiving a cold bath, or from the effects of both, in said penitentiary, under the order and by the directions and in the presence of Captain J. P. Hall, deputy warden, and then acting warden of said penitentiary, and also in the presence of D. C. Sleeper, assistant deputy warden.

And we further find that said order for said bath was given by Dr. D. H. Mason, the prison physician; and we further find that said Mason received his order to bathe the prisoners from the commissioners of said institution as a remedy, in his discretion, and that the bath was to be applied only in feigned sickness, feigned insanity or masturbation.

And we further find that said Dr. Mason used ordinary care in making his examination of said Williams, upon the complaint, as stated, by said deceased, and in determining that said Williams was not sick, but that he feigned sickness to avoid work, and that Dr. Mason had authority from said commissioners in this case to order the deceased bathed.

And we further find, in conformity to said order, officers Hall and Sleeper took said convict to the bath-house and commenced administering said bath, and that said convict then and there resisted to the extent of his ability, but was soon overcome and thoroughly bathed, and on being taken out of said bath suddenly died.

And we further find that the last two times that the deceased was put into the bath tub it was a punishment for defiant and stubborn conduct in refusing to dress himself when ordered, he then having the physical ability but not the inclination so to do; and we further find that officers Hall and Sleeper administered said two last baths with ordinary care, and the fact that deceased had heart disease was then unknown to them, and had the said Williams been healthy, as they supposed, no particular harm would have resulted to him.

And we further find that by the written rules of the commissioners the *bath punishment* was then abolished. But we find that Hall and Sleeper were acting upon orders from their superiors, and were not criminally guilty by punishing the deceased, observing ordinary care, even though technically in violation of the rules of said penitentiary.

And we further find that the order to bathe, as given to Dr. Mason by the commissioners, and as by him communicated to said Hall and Sleeper, was not explicitly and definitely expressed, and we can readily see how it was, to some extent, misunderstood by said Hall and Sleeper, and in this case acted on by them, but we find no criminal negligence in such misunderstanding.

And we further find that the officers of the penitentiary are humane, capable and efficient, and that the present discipline of said institution is now most excellent.

S. W. MUNN, *Foreman*.  
HENRY HARWOOD,  
HOPKINS ROWELL,  
J. M. BROWNE,  
E. H. WEBB,  
S. O. SIMONDS,

OSMOND FOX,  
• W. R. SPEER,  
M. A. FLACK,  
ANDREW DILLMAN,  
AUGUSTUS A. OSGOOD,  
RICHARD F. BARBER.

House bills on second reading being in order,

House bill, No. 486, for "An act to restrict solitary confinement to certain cases in the Illinois State Penitentiary," was read a second time.

Mr. Hopkins moved to lay the bill on the table; which was not agreed to.



On motion of Mr. Efner,

The enacting clause was amended by inserting after the word "people," the words "of the State."

Mr. Bradwell submitted the following amendment:

Amend by adding after the words "solitary confinement," the words "except persons who have taken human life."

Which was not adopted.

Mr. Rountree submitted the following substitute for the title:

Bill for "An act to prevent courts from sentencing prisoners to solitary confinement in the Illinois State Penitentiary," which was adopted.

Mr. Crawford submitted the following amendment:

Add to last line the words "for more than twenty days in each year of such imprisonment."

Which was not adopted.

The bill was then ordered engrossed for a third reading.

By consent, Senate bill, No. 485, for "An act authorizing the Board of County Commissioners, elected in pursuance of article 10, section 6 of the constitution, to perform the powers and duties heretofore devolving upon the county courts in the transaction of county business, in counties not under township organization," was read a third time.

The bill and all amendments thereto having first been printed, and an emergency being expressed in the body of the bill, as a reason why the act should take effect prior to the first day of July next, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 125, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Berkley, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Davis, Demont, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Ferrier, Flanders, Forth, Freland, Freeman, Golden, Gordon, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Hawes, Hay, Henry, Herrington, Hite of Madison, Hite of St. Clair, Holles, Hollenbeck, Hopkins, Inscore, Jaques, Jackson, James, Jessup, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Lietze, Lomax, Loomis, Mann, Marsh, Massie, McD Adams, McDonald, McGee, McPherran, Meacham, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Orendorff, Peltzer, Plowman, Pollock, Pyatt, Race, Ramsey, Ray, Rice, Rountree, Savage, Sawyer, Scott, Senna, Shaw, Sheridan, Sherman, Shumway, Smith, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Strecker, Stroud, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Washburn, Wayman, Webber, Webster, Weidhelmer, Westfall, Wood, Wymore, Mr. Speaker—125.

The bill having received the number of votes required by the constitution, was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

On motion of Mr. Armstrong of Grundy,

House bill, No. 585, for "An act to extend the jurisdiction of county courts, and provide for the practice thereof, and to repeal an act of the same title, in force July 1, 1872," on third reading,

Was taken up and referred to the committee on judicial department.

Mr. Gordon moved to reconsider the vote by which House bill, No. 649, for "An act to revise the law in relation to oaths and affirmations," was ordered to a third reading.

Mr. Marsh moved to lay the motion to reconsider on the table; which was agreed to, yeas 63, nays 57—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Blakely, Booth, Bradwell, Bryant, Bullard, Casey, Carpenter, Collins, Cronkrite, Crosby, Cullerton, Darnell, Dunham, Forth, Halpin, Henry, Herrington, Hite of St. Clair, Holles, Inscore, James, Jessup, Johnston, Lane of DeWitt, Lomax, Loomis, Marsh, Massie, McD Adams, McDonald, McPherran, Meacham, Moose, Neville, Newton, Nulton, Orendorff, Peltzer, Plowman, Pyatt, Quinn, Ray, Rountree, Scanlan, Scott, Senna,

Shumway, Smith, Stewart of Winnebago, Streeter, Taggart, Thornton, Traitt, Washburn, Wayman, Webster, Weinheimer, Wood, Mr. Speaker—43.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Barkley, Bocoock, Branson, Cassedy, Chambers, Crawford, Davis, Dewey, Dolan, Dolton, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Hart, Hawes, Hay, Hollenback, Hopkins, Jaques, Jackson, Jones, Lane of Hancock, Lietze, Mann, McGee, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvane, Oakwood, Pollock, Race, Rice, Savage, Sawyer, Shaw, Snow, Soule, Stewart of McLean, Stroud, Thomas, Walker, Warner, Westfall, Wymore—57.

So the motion to lay on the table was agreed to.

Mr. Moore of Marshall, from committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on January 15, 1874:

House bill, No. 609, for "An act in regard to canal companies."

House bill, No. 610, for "An act to revise the law in relation to the State Commissioners of Public Charities."

House bill, No. 619, for "An act to revise the law in relation to the commitment and detention of lunatics."

House bill, No. 644, for "An act to revise the law in relation to joint rights and obligations."

Mr. Ferrier, from the committee on elections, to which was referred House bill, No. 699, for "An act to amend section 66, of an act entitled 'an act in regard to elections, and to provide for filling vacancies in elective offices,' approved April 3, 1872," reported the same back and recommended it be passed.

The report of the committee was concurred in, and the bill ordered to a second reading.

On motion of Mr. Ballow,

At 12 o'clock M., the House adjourned to 2:30 o'clock P. M.

## TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Sherman (by consent) submitted the following resolution:

*Resolved*, That the committee on municipal affairs be and they are hereby requested to inquire into the feasibility and expediency of abolishing boards of park commissioners in this State, and placing such parks as are now controlled by commissioners, under the direction and management of municipal authorities, and that they report by bill or otherwise.

Which was adopted.

House bill, No. 213, for "An act to supply State's attorneys with copies of the supreme court reports of this State, for the transfer, return and distribution of said reports, and repeal of certain acts therein named," was read a second time, and,

On motion of Mr. Armstrong of LaSalle,

Laid on the table.

House bill, No. 251, for "An act to regulate the rate of interest upon judgments and decrees," was taken up, and,

On motion of Mr. Armstrong of LaSalle,

Laid on the table.

House bill, No. 262, for "An act relative to the service of subpoenas, and the procuring the attachment of witnesses before justices of the peace," was read a second time, and,

On motion of Mr. Armstrong of LaSalle,

Laid on the table.

House bill, No. 276, for "An act to abolish the office of county superintendent of schools, and to provide for the organization of county boards of education," was taken up, and,

On motion of Mr. Forth,

The further consideration of the same was postponed, and made the special order for Tuesday next, January 20, immediately after reading the journal.

House bill, No. 302, for "An act to amend an act entitled 'an act to provide for the exercise of the right of eminent domain,' approved April 10, 1872," was taken up, and,

On motion of Mr. Rountree,

Laid on the table.

House bill, No. 306, for "An act to authorize courts of record in certain cases to order lands to be subdivided and platted,"

Was read a second time, and ordered engrossed for a third reading.

House bill, No. 310, for "An act to provide for the sale of unclaimed property by common carriers, warehousemen and innkeepers,"

Was read a second time, and ordered engrossed for a third reading.

House bill, No. 329, for "An act to authorize the formation of associations for the improvement of the water power of Fox river, and other rivers and streams in this State," was taken up, and,

On motion of Mr. Mann,

Laid on the table.

House bill, No. 330, for "An act making appropriations for the erection of the south wing of the Northern Illinois Hospital and Asylum for the Insane, at Elgin," was taken up, and,

On motion of Mr. Carpenter,

Laid on the table.

House bill, No. 337, for "An act to amend section 36 of 'an act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior Courts in cities and towns; of the County Officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for County Officers in each class; to establish the fees of Masters-in-Chancery, Notaries Public, Commissioners, Arbitrators, Jurors, Witnesses, Justices of the Peace, Constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872," was taken up, and,

On motion of Mr. Armstrong of LaSalle,

Referred to the committee on roads and highways.

House bill, No. 338, for "An act to permanently locate and preserve the records and papers of the county surveyor's office," was read a second time.

Mr. Bradwell submitted the following amendment to section 1:

In line 3, strike out the figure 3, and insert the figure 4.

Which was adopted.

On motion of Mr. Armstrong of LaSalle,

The bill as amended was referred to the committee on revision.

House bill, No. 349, for "An act to amend an act entitled 'an act in regard to practice in courts of record,' approved February 23, 1871," was taken up, and,

On motion of Mr. McPherran,

Referred to the committee on judicial department.

House bill, No. 354, for "An act to provide for the purchase of statues of Stephen A. Douglas and Abraham Lincoln," was taken up, and,

On motion of Mr. Carpenter,  
Laid on the table.

House bill, No. 357, for "An act to prevent gambling in grain," was taken up, and,

On motion of Mr. Armstrong of LaSalle,  
Laid on the table.

House bill, No. 358, for "An act to amend an act entitled 'an act to establish and maintain a system of free schools,' was taken up, and,

On motion of Mr. Streeter,

The further consideration of the bill was postponed, and made the special order for Tuesday next, January 20.

House bill, No. 360, for "An act to amend an act entitled 'an act to provide for and fix the salaries of the judges of the supreme court,' approved March 17, 1871," was taken up, and,

On motion of Mr. Armstrong of LaSalle,  
Laid on the table.

House bill, No. 364, for "An act to amend section 26 of an act entitled 'an act in regard to practice in courts of record,' in force July 1, 1872," was taken up, and,

On motion of Mr. Armstrong of LaSalle,  
Laid on the table.

House bill, No. 369, for "An act to amend section 68 of 'an act in regard to elections, and to provide for filling vacancies in elective offices,' in force July 1, 1872," was taken up, and,

On motion of Mr. Race,  
Laid on the table.

House bill, No. 376, for "An act to amend sections 3 and 4 of an act approved March 25, A. D. 1869, entitled 'an act to establish lines and corners,' " was read a second time.

Mr. Armstrong of LaSalle submitted the following amendment:

Section 1, line 5, after the word "surveyors," insert the words "one of whom shall be the county surveyor."

The bill and amendment were temporarily laid aside.

House bill, No. 397, for "An act concerning county superintendents of schools," was taken up, and,

On motion of Mr. Thornton,

The further consideration of the bill was postponed, and made the special order for Thursday next, January 20.

House bill, No. 411, for "An act to provide for the enrollment of the militia, for the organization of the national guard of the State of Illinois, and for the public defense, and entitled the military code," was taken up.

Mr. Moore of Adams moved to recommit the bill to the committee on militia; which was not agreed to.

Mr. Moore of Marshall moved to lay the bill on the table; which was not agreed to.

On motion of Mr. Thornton,

The bill was temporarily laid aside.

The message from the Governor in relation to evidence before the coroner in case of Henry Williams, a convict in the Illinois State Penitentiary, was taken up.

On motion of Mr. Efner,

The testimony in said case was ordered printed.

House bill, No. 416, for "An act to amend section 1 of an act entitled 'an act to incorporate and govern mutual fire insurance companies in townships,' approved April 3, 1872," was taken up, and,

On motion of Mr. Moore of Marshall,

Laid on the table.

Mr. Starr moved to suspend the rules to take up House bills on third reading; which was not agreed to.

Mr. Leitze moved to take House bill, No. 364, for "An act to amend section 26 of an act entitled 'an act in regard to practice in courts of record,' in force July 1, 1872," from the table; which was agreed to.

The bill was then read a second time, and ordered engrossed for a third reading.

House bill, No. 422, for "An act to provide for the compilation of an annual statistical report of all taxes levied and indebtedness incurred by authorities in this State; also the amount and description of all property exempt from taxation, and to obtain uniformity in the same,"

Was read a second time, and ordered engrossed for a third reading.

House bill, No. 424, for "An act to provide for the levy and collection of certain State taxes due in Cook county, on the assessment of 1867," was read a second time.

Mr. Walker moved to amend the bill by striking out the figures "1873" wherever they occur, and insert the figures "1874;" which was agreed to.

The bill was then ordered engrossed for a third reading.

House bill, No. 425, for "An act making an appropriation for the benefit of the State Board of Agriculture, and of county agricultural boards,"

Was read a second time, and informally laid aside.

House bill, No. 433, for "An act to amend section 47 of an act entitled 'an act in regard to evidence and depositions in civil cases,' approved March 29, 1872,"

Was read a second time, and ordered engrossed for a third reading.

House bill, No. 435, for "An act to amend an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," was taken up, and,

On motion of Mr. Thornton,

The further consideration of the same was postponed, and made the special order for Thursday next, January 20.

House bill, No. 447, for "An act in relation to advertisements and notices," was taken up, and,

On motion of Mr. Rountree,

Laid on the table.

House bill, No. 451, for "An act to amend an act entitled 'an act to prevent injury to persons or property,' approved April 9, 1872," was taken up, and,

On motion of Mr. Rountree,

Referred to the committee on judiciary.

House bill, No. 457, for "An act to repeal section 28 of 'an act in regard to evidence and depositions in civil cases,' in force July 1, 1872,"

Was read a second time and ordered engrossed for a third reading.

House bill, No. 458, for "An act to organize medical societies, and promote the science of medicine," was taken up, and,

On motion of Mr. Bryant,

Referred to the committee on municipal affairs.

House bill, No. 470, for "An act to amend section 28 of an act entitled 'an act concerning conveyances,' approved March 29, 1872," was taken up, and,

On motion of Mr. Anderson,

Laid on the table.

House bill, No. 500, for "An act to amend section 14 of an act entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet,'"

Was read a second time, and ordered engrossed for a third reading.

House bill, No. 504, for "An act to amend section 155 of chapter 30 of the revision of 1845, entitled 'Criminal Jurisprudence,' approved March 3, 1845," was taken up, and,

On motion of Mr. Rountree,

Laid on the table.

House bill, No. 515, for "An act to amend an act entitled 'an act in relation to the penitentiary at Joliet, to be entitled an act to provide for the management of the Illinois State Penitentiary at Joliet,' approved June 16, 1871,"

Was read a second time, and ordered engrossed for a third reading.

House bill, No. 522, for "An act to repeal an act entitled 'an act to establish a board of fire engineers, and to reorganize the fire department in the city of Quincy,' approved February 16, 1865," and "An act entitled an act to amend an act entitled 'an act to establish a board of fire engineers, and to reorganize the fire department in the city of Quincy, Illinois,' approved February 18, 1867,"

Was read a second time and ordered engrossed for a third reading.

House bill, No. 523, for "An act in regard to bridges lying outside incorporated cities, towns and villages," was taken up, and,

On motion of Mr. Armstrong of LaSalle,

Laid on the table.

House bill, No. 537, for "An act to repeal an act entitled 'an act to attach a portion of town 19 north, range 12 west, to town 18 north, range 12 west, in Vermilion county, State of Illinois,' approved February 21, 1859,"

Was read a second time and ordered engrossed for a third reading.

House bill, No. 540, for "An act making appropriations in aid of the Illinois Industrial University, and for completing and furnishing the main college building, and for the payment of taxes on lands held by the State for use of the university," was taken up, and,

On motion of Mr. Armstrong of LaSalle,

Laid on the table.

House bill, No. 550, for "An act to amend section three of an act entitled 'an act to provide for the management of the Illinois penitentiary at Joliet,' approved June 16, 1871," was read a second time.

Mr. Race moved to lay the bill on the table;

Which was not agreed to, yeas 29, nays 79—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Measrs. Crawford, Ewing, Ferrier, Freeland, Graham, Granger, Grey, Gridley, Hart Hawes, Jaques, Jones, Lietze, McPherran, Moore of Marshall, Morrison, Moffett, Mulvane, Orendorff, Pollock, Race, Ray, Rice, Senne, Stewart of Winnebago, Stroud, Thomas, Washburn, Webster, Westfall, Wymore

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Those voting in the negative are,

Measrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of La Salle, Barkley, Blakely, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Collins, Cronkite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Flanders, Forth, Freeman,

Gordon, Griffith, Halpin, Hay, Henry, Herrington, Hildrup, Holles, Hollenbeck, Inscore, Jackson, James, Jessup, Johnston, Lane of Hancock, Lane of De Witt, Lomax, Marsh, McAdams, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Neville, Nulton, Oakwood, Oberly, Peltzer, Plowman, Quinn, Ramey, Rountree, Savage, Scanlan, Scott, Sheridan, Sherman, Soule, Starr, Streeter, Thornton, Truitt, Virden, Walker, Warner, Wayman, Webber, Wood, Mr. Speaker—79.

So the motion to lay the bill on the table was not agreed to.

Mr. Rountree submitted the following amendment :

Insert after the word "chaplain," where it first occurs in line two, the word "also."

Strike out the words "who shall," in said second line, and insert the word "to," and strike out the comma (,) after second "chaplain."

Mr. Lietze submitted the following as a substitute for the amendment :

Amend by inserting in the second line, after the words "visiting chaplain," by striking out "who," and insert "the two last of whom."

Which was not adopted

Mr. Pollock submitted the following as a substitute for the amendment :

Amend by striking out the word "who," in line two, and insert the words "which visiting chaplain."

Which was adopted.

Mr. Hopkins submitted the following amendment :

Strike out the words "which visiting chaplain shall be recommended by the Catholic Bishop of Chicago, and who shall minister to the spiritual wants of convicts of that faith."

The Speaker laid before the House the following communication from the Railroad and Warehouse Commissioners :

OFFICE OF RAILROAD AND WAREHOUSE COMMISSIONERS,  
SPRINGFIELD, ILL., *January 15, 1874.*

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

SIR: In response to a resolution of the House of Representatives, requesting this board to provide copies of schedules of maximum rates for the use of the members of said honorable body, I beg leave to report that upon the consideration of said resolution by the commission, at its first session, (upon the 14th inst.) subsequent to its adoption, copies of said schedules were ordered printed as requested, which will be delivered at the earliest practicable moment.

• Very respectfully,

A. McLAUGHLIN, *Sec'y Board.*

OFFICE OF RAILROAD AND WAREHOUSE COMMISSIONERS,  
SPRINGFIELD, ILL., *January 15, 1874.*

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

SIR: In compliance with a resolution adopted by the House of Representatives on the 10th inst., calling upon the Board of Railroad and Warehouse Commissioners for certain information in relation to the effect and operation of the "railroad law" enacted at the last session of the General Assembly, we submit the following report, to be by you laid before the House of Representatives :

While it is true that the said law took effect on the first day of July last, yet it is also true that by the plain provisions of the law itself, the remedies intended to be thereby afforded to the people as against railroad corporations for extortion and unjust discriminations are not as yet fully available, inasmuch as it is provided by the law that the sched-

ules of reasonable maximum rates for the transportation of freight and passengers should be prepared by this commission, which schedules are to be taken as *prima facie* evidence of reasonable rates on the 15th day of January, 1874, or if a session of the General Assembly should be held prior to that date, then at the expiration of ten days from the commencement of such session. No session of the General Assembly was held prior to said date, and it therefore follows that said schedules, which have been prepared as required by law, are not as yet operative or available in courts of justice *for any purpose whatever*. As reviewed by this board, the provisions of the law requiring the preparation of these schedules, and making them evidence in courts of justice, is by far its most valuable feature as regards the practical enforcement of its requirements. No railroad corporation, by its charter or otherwise, may lawfully impose unreasonable rates for the transportation of passengers or freight. By this provision the people are furnished with a standard of rates that in itself is *prima facie* evidence of what is reasonable. Without this provision in any legal proceeding the reasonableness of any charge for transportation must be shown by calling as witnesses experts, nearly all of whom are operators of railroads, and therefore almost universally interested in behalf of the corporations.

From the foregoing it will be readily perceived that the law, although nominally in operation on the first day of July last, has in fact been much narrower in its operation and bearing upon the railroad management of the State than is intended by its terms after the 15th inst. Indeed it is but little doubted that a careful examination of the law, and comparison of its provisions with numerous adjudicated cases, will show that without the provision in relation to the schedules and their use as evidence, the principle involved—that is to say, the unlawfulness of extortion, or unjust discriminations on the part of railway corporations—was already well and firmly established. Entertaining these views, this commission respectfully submits that it is not true, as stated in the preamble to the resolution aforesaid, that they “have had six months’ experience as to the practical workings of the law.” On the contrary, we are of opinion that all of the law which is novel in principle, and that which is by far its most valuable, practical and effectual feature, has hitherto been inoperative, and that the great benefits which we, in common with the friends of the law, believe will inure to the public by an energetic enforcement of its provisions, are now for the first time upon the eve of realization.

In our opinion no conclusion as to the subjects embodied in said resolution predicated upon the effects of the law, in its hitherto very restricted condition, can or ought to be accepted as any just criterion of its usefulness or efficiency in regulating and controlling the management of railroads within the State as relating to the transportation of passengers and freight, nor have we any data derived from our experience under the law as thus restricted, by which the comparisons contemplated by the first and third queries contained in said resolution can be made.

In conclusion, we deem it proper to state that the act of May 2, 1873, in force July 1, 1873, for the most part has been disregarded by the railroad corporations throughout the State. On the first day of July last, the day fixed by the General Assembly for the law to take effect, the railroad corporations throughout the State, with a few exceptions, advanced their rates from 25 to 30 per cent., and in some instances far



more than that. The effect of this action by the railroad officials upon the general trade and commerce of the State was most serious in its results. The people, already excited and indignant in consequence of the high rates that had for a long time been exacted by the managers of the roads, were given to understand that on the same day fixed by the Legislature, by this law, intended for the public relief, to be in force, the rates, instead of being lowered, were, by simultaneous movement on the part of the railroad officials of the State, increased. This action on the part of the railroad corporations was not, of course, required by the schedules which have since been prepared, nor in our opinion was in accordance with the spirit or intent of the law.

Respectfully submitted,

JOHN M. PEARSON,

*Chm'n Railroad and Warehouse Commissioners.*

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 292, for "An act to revise the law in relation to sheriffs."

Senate bill, No. 293, for "An act to revise the law in relation to coroners."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of their amendment to a bill of the following title, to-wit:

Senate bill, No. 485, for "An act authorizing the board of county commissioners, elected in pursuance of article 10, section 6, of the constitution, to perform the powers and duties heretofore devolving upon the county courts in the transaction of county business, in counties not under township organization."

Mr. Shaw (by consent) from the committee on judicial department, to which was referred House bill, No. 706, for "An act in regard to pleadings and practice in courts of record, and to repeal certain sections of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872," reported the same back, and recommended that it be printed and temporarily laid on the table.

The report of the committee was concurred in, and the bill ordered printed and temporarily laid on the table.

Mr. Walker (by consent) introduced House bill, No. 707, for "An act making an appropriation fixing the lock gates on the Little Wabash."

Which was referred to the committee on canal and river improvements.

On motion of Mr. Ballow,

At 5:20 o'clock P. M., the House adjourned to 10 o'clock A. M. tomorrow.

FRIDAY, JANUARY 16, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Shaw.

The journal of yesterday was being read, when,

On motion of Mr. Peltzer,

The further reading of the same was dispensed with.

Mr. Peltzer (by consent) introduced House bill, No. 708, for "An act to foreclose mortgages by writ of scire facias."

Which was referred to the committee on judiciary.

Mr. Senne (by consent) introduced House bill, No. 709, for "An act to provide for assistant State's attorneys in certain counties."

Which was referred to the committee on fees and salaries.

Mr. Lane of Hancock (by consent) introduced House bill, No. 710, for "An act to permit prosecuting attorneys to take bills of exceptions in criminal cases."

Which was referred to the committee on judiciary.

Mr. Scott (by consent) introduced House bill, No. 711, for "An act to amend an act entitled 'an act to exempt the homestead from forced sale, and to provide for setting off the same, and to exempt certain personal property from attachment and sale on execution, and from distress for rent,' approved April 30, 1873."

Which was referred to the committee on judiciary.

Mr. Grant (by consent) introduced House bill, No. 712, for "An act to amend an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872."

Which was referred to the committee on fees and salaries.

Mr. Starr (by consent), from the committee on corporations, submitted the following report:

The committee on corporations, to which was referred House bill, No. 663, for "An act to repeal an act entitled 'an act to enable railroad companies to borrow money and mortgage their property and franchises therefor,' approved May 7, 1873," have had the same under consideration, and respectfully report the same back with the recommendation that it do pass.

The report of the committee was concurred in, and the bill ordered to a second reading.

Mr. Starr (by consent) submitted the following report:

The committee on corporations, to whom was referred House bill, No. 696, for "An act to provide for the incorporation of institutions of learning above the grade of common schools," have had the same under consideration, and respectfully report the same back with the recommenda-

tion that it do not pass—the committee on revision having presented a bill covering same questions.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Starr (by consent), from the committee on corporations, submitted the following report:

The committee on corporations, to whom was referred House bill, No. 575, for "An act to prevent the issuing of bonds voted by counties, townships, cities and towns, previous to the adoption of the constitution of 1870, where all the conditions upon which the same were voted have not been complied with," have had the said bill under consideration, and respectfully report the same back with the recommendation that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Starr (by consent), from the committee on corporations, introduced House bill, No. 713, for "An act to amend an act entitled "insurance," approved March 11, A. D. 1869."

Which was read a first time, and ordered to a second reading.

Mr. Hite of St. Clair (by consent) introduced House bill, No. 714, for "An act concerning lands donated to public schools."

Which was read a first time, and referred to the committee on education.

Mr. Armstrong of LaSalle (by consent) introduced House bill, No. 715, for "An act to amend the title of an act entitled 'an act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior Courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of Masters-in-Chancery, Notaries Public, Commissioners, Arbitrators, Jurors, Witnesses, Justices of the Peace, Constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' in force July 1, 1872."

Which was read a first time, and referred to the committee on judiciary.

Mr. Walker (by consent), from the committee on judiciary, to which was referred House bill, No. 669, for "An act providing for trial of rights of property in certain cases," reported the same back, and recommended that it do not pass, and submitted as a substitute therefor: House bill, No. 716, for "An act providing for trial of the rights of property in certain cases before the county court," and recommended that the substitute be passed.

The report of the committee was concurred in, the bill laid on the table, and the substitute read a first time and ordered to a second reading.

Mr. Walker (by consent), from the committee on judiciary, to which was referred House bill, No. 637, for "An act to record executions where the same has been levied upon real estate," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, the bill read a first time and ordered to a second reading.

The House resumed the unfinished business of yesterday, being the consideration of the amendment to House bill, No. 550, for "An act to amend section 3 of an act entitled 'an act to provide for the management of the Illinois Penitentiary at Joliet,' approved June 16, 1871."

Mr. Race moved to lay the bill and amendment on the table; which was not agreed to, yeas 49, nays 82—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Anderson, Ballow, Blakely, Bocock, Branson, Bullard, Cassidy, Carpenter, Chambers, Crawford, Cronkrite, Ewing, Ferrier, Flanders, Freeland, Graham, Granger, Grant, Gridley, Hart, Hay, Hite of Madison, Hite of St. Clair, Jaquess, Johnston, Kase, Lettze, Lomax, Mann, Massie, Mitchell, Moffett, Mulvane, Pollock, Race, Ramey, Ray, Rice, Shumway, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Virden, Webster, Weinheimer, Westfall, Wymore—49.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Booth, Bradwell, Bryant, Casey, Collins, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Forth, Freeman, Golden, Gordon, Griffith, Halpin, Harvey, Henry, Herrington, Herting, Hildrup, Hoiles, Hollenback, Hopkins, Inscore, Jackson, James, Jessup, Jones, Lane of Hancock, Lane of DeWitt, Loomis, Marsh, McAdams, McPherran, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Moose, Morrison, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orndorff, Peltzer, Plowman, Pyatt, Quinn, Rountree, Savage, Scanlan, Scott, Senne, Shaw, Sheridan, Sherman, Smith, Snow, Soule, Streeter, Thomas, Thornton, Truitt, Walker, Warner, Washburn, Webber, Wood, Mr. Speaker—82.

So the motion to lay on the table was not agreed to.

On motion of Mr. Grey,

The previous question was ordered.

The question being on the adoption of the amendment, it was decided in the affirmative, yeas 74, nays 58—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of LaSalle, Ballow, Bocock, Bradwell, Branson, Bullard, Cassidy, Carpenter, Chambers, Crawford, Crosby, Dement, Ether, Ewing, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Hart, Hawes, Hay, Hite of Madison, Hite of St. Clair, Hildrup, Hopkins, Jaquess, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lettze, Lomax, Mann, Massie, McGee, McPherran, Middlecoff, Moore of Marshall, Moffett, Mulvane, Oakwood, Oleson, Orndorff, Plowman, Pollock, Pyatt, Race, Ramey, Ray, Rice, Senne, Shaw, Sherman, Shumway, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Virden, Warner, Webber, Weinheimer, Westfall, Wymore, Mr. Speaker—74.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Barkley, Blakely, Booth, Bryant, Casey, Collins, Cronkrite, Cullerton, Darnell, Dewey, Dolan, Dolton, Ferrier, Flanders, Forth, Golden, Griffith, Halpin, Harvey, Henry, Herrington, Herting, Hoiles, Hollenback, Inscore, Jackson, James, Lane of DeWitt, Loomis, Marsh, McAdams, Meacham, Moore of Adams, Moose, Morrison, Neville, Newton, Nulton, Oberly, Peltzer, Quinn, Rountree, Savage, Scanlan, Scott, Sheridan, Smith, Starr, Streeter, Thornton, Truitt, Walker, Washburn, Webber, Wood—58.

So the amendment was adopted.

Mr. Moore of Marshall submitted the following amendment:

Amend by striking out the words "three commissioners," and insert "one commissioner." Strike out all after the words "one chaplain," in the second line, to the words "one physician" in line 6.

Mr. Starr moved to refer the bill and amendment to the committee on penitentiary.

Mr. Anderson moved to amend the motion by referring the bill and amendment to the committee on elections; which was not agreed to.

The question recurring on the motion to refer the bill and amendment to the committee on penitentiary, it was decided in the affirmative.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit:

*Resolved by the Senate, the House of Representatives concurring herein, That the Secretary of State be requested to send certified copies of Senate bill, No. 485, to the clerk of the county court of each county in this State not under township organization, at as early a day as practicable.*

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 316, for "An act to revise the law in relation to recorders."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Ray:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 317, for "An act to revise the law in relation to the partition of real estate."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, on January 16, 1874:

Senate bill, No. 485, for "An act authorizing the board of county commissioners, elected in pursuance of article 10, section 6 of the constitution, to perform the powers and duties heretofore devolving upon the county courts in the transaction of county business, in counties not under township organization,"

Mr. Moore of Marshall, from the joint committee on enrolled bills, begs leave to report having laid before the Governor, on the 16th day of January, A. D. 1874, an enrolled bill of the following title, to-wit:

Senate bill, No. 485, for "An act authorizing the board of county commissioners, elected in pursuance of article 10, section 6 of the constitution, to perform the powers and duties heretofore devolving upon the county courts in the transaction of county business, in counties not under township organization."

Mr. Rountree (by consent) introduced House bill, No. 717, for "An act to provide for the releasing of sureties upon the bonds of guardians and the settlement of guardians' accounts."

Which was read a first time, and ordered to a second reading.

Mr. McAdams (by consent) introduced House bill, No. 718, for "An act to amend section one of an act entitled 'an act to revise and consolidate the several acts relating to the protection of game, and for the protection of deer, wild fowl and birds, and to repeal certain laws.'"

Which was referred to the committee on game and fish.

On motion of Mr. Anderson,

The Senate resolution in relation to requesting the Secretary of State to send certified copies of Senate bill No. 485 to the clerk of the county court of each county, was taken up and concurred in.

Mr. Lane of Hancock (by consent) submitted the following resolution:

WHEREAS a volume purporting to be the Transactions of the department of agriculture of the State of Illinois for the year 1874 has been recently distributed to the members of this House; therefore,  
Resolved, That the committee on printing be and are hereby instructed to inquire and report whether or not said volume has been printed at the expense of the State, and if so how much and what matter, if any, contained in said volume has been so printed without authority of law, and how much has been paid for the same.

Which was adopted.

House bills on second reading being in order,

House bill, No. 558, for "An act to provide for the payment of the claim of P. W. Harts," was read a second time.

Mr. Warner moved to strike out the enacting clause.

On motion of Mr. Case,

The motion to strike out the enacting clause was laid on the table.

Mr. Mulvane moved to refer the bill to the committee on contingent expenses; which was agreed to.

House bill, No. 571, for "An act to enable district school organizations or other school organizations created by special or private laws, to discontinue such organization and return to organization under the general school laws of the State," was taken up, and,

On motion of Mr. Thornton,

The further consideration of the same was postponed and made the special order for Tuesday next, January 20th.

House bill, No. 579, for "An act to authorize and regulate the revival or commencement and prosecution of actions of trespass or trespass on the case, by and against the executors or administrators of deceased persons in certain cases, and to limit the time of so doing,"

Was taken up and laid on the table.

House bill, No. 587, for "An act locating, re-locating or vacating of highways partly within and partly without incorporated towns and cities," was taken up, and,

On motion of Mr. Armstrong of LaSalle,

Referred to the committee on county and township organization.

House bill, No. 591, for "An act requiring a uniform number of trustees for the management of the several charitable institutions of the State," was taken up, and,

On motion of Mr. Mann,

Referred to the committee on state institutions.

House bill, No. 592, for "An act in regard to the acknowledgment of chattel mortgages by notaries public," was read a second time, and,

On motion of Mr. Starr,

Was laid on the table.

House bill, No. 593, for "An act to enable railroad companies of this State to purchase connecting railroads in adjoining States," was read a second time.

Mr. Starr moved to lay the bill on the table; which was not agreed to.

On motion of Mr. Armstrong of LaSalle,

The bill was referred to the committee on judiciary.

House bill, No. 594, for "An act to amend an act entitled 'an act to provide for the incorporation of cities and villages,'"

Was read a second time and ordered engrossed for a third reading.

Mr. Hay, from the committee on judiciary, to which was referred House bill, No. 259, for "An act to simplify the forms of pleading," reported the same back and recommended that it be referred to the committee on judicial department.

The report of the committee was concurred in, and the bill referred to the committee on judicial department.

House bill, No. 596, for "An act to provide for the appointment of trustees and reorganization of the Illinois Agricultural College, at Irvington, and to make an appropriation therefor," was taken up, and,

On motion of Mr. Mulvane,

Laid on the table.

House bill, No. 599, for "An act to provide for the distribution of the agricultural reports of this State," was read a second time, and,

On motion of Mr. Crawford,  
Was referred to the committee on agriculture.

On motion of Mr. Thornton,  
At 12:10 o'clock P. M., the House adjourned until 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M. -

The House met, pursuant to adjournment.

House bill, No. 673, for "An act to amend section thirteen of an act entitled 'an act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior Courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of Masters-in-Chancery, Notaries Public, Commissioners, Arbitrators, Jurors, Witnesses, Justices of the Peace, Constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872," was taken up, and,

On motion of Mr. Armstrong of LaSalle,

Laid on the table.

House bill, No. 700, for "An act to amend section forty-three (43) of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," was taken up, and,

On motion of Mr. Armstrong of LaSalle,

The further consideration of the same was postponed and made the special order for Tuesday next, January 20th.

House bills on third reading being in order,

On motion of Mr. Starr,

Bills reported by the committee on revision, which were on third reading, were taken up first.

House bill, No. 621. "An act to revise the law in relation to the construction of the statutes," was read a third time

The bill and all amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative, yeas 115, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballou, Barkley, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Casedy, Carpenter, Chambers, Collins, Crawford, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Efuor, Ewing, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Haplin, Hart, Hawes, Hay, Henry, Herting, Hite of St. Clair, Hildrup, Hollis, Hollenback, Hopkins, Inscore, Jackson, James, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lietze, Lomax, Loomis, Mann, Marsh, McAdams, McDonald, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moose, Morrison, Moffett, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleson, Orrendorf, Peltzer, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Rice, Rountree, Savage, Scanlan, Shaw, Shumway, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Thornton, Truitt, Virden, Walker, Warner, Washburn, Wayman, Webster, Westfall, Wicker, Wood, Wymore, Mr. Speaker—115.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 602 for "An act to revise the law in relation to the adoption of children," was read a third time.

The bill and all amendments thereto having first been printed, and the question being: Shall this bill pass? it was decided in the affirmative, yeas 113, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocoock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassedy, Carpenter, Chambers, Collins, Crawford, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Hawes, Hay, Henry, Herting, Hite of St. Clair, Hildrup, Holles, Hollenback, Hopkins, Jackson, James, Johnston, Jones, Kase, Lane of DeWitt, Lietze, Lomax, Loomis, Mann, Marsh, McAdams, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moose, Morrison, Moffett, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pollock, Pyatt, Quinn, Race, Ramey, Rice, Rountree, Savage, Scanlan, Scott, Shaw, Shumway, Smith, Snow, Soule, Starr, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Virden, Walker, Warner, Washburn, Wayman, Webster, Weinheimer, Westfall, Wood, Wymore, Mr. Speaker—113.

Mr. Inscore voted in the negative.

The bill having received the number of votes required by the constitution was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

House bill, No. 605, for "An act to revise the law in relation to apprentices," was read a third time.

Mr. Scanlan moved to refer the bill to the committee on revision; which was not agreed to.

On motion of Mr. Inscore,

The bill was referred to the committee on judiciary.

A message from the Governor, by Philo J. Beveridge, Private Sec'y :

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz :

Senate bill, No. 485, for "An act authorizing the board of county commissioners, elected in pursuance of article 10, section 6 of the Constitution, to perform the powers and duties heretofore devolving upon the count ycourts in the transaction of county business, in counties not under township organization.

House bill, No. 604, for "An act to revise the law in relation to amendments and jeofails," was read a third time.

The bill and all amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative, yeas 108, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Barkley, Blakely, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Darnell, Dement, Dewey, Dolan, Dolton, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Graham, Grainger, Grant, Grey, Gridley, Halpin, Hart, Hawes, Henry, Herting, Hite of St. Clair, Hildrup, Holles, Hollenback, Hopkins, Jaquess, Jackson, James, Johnston, Jones, Kase, Lane of Hancock, Lietze, Lomax, Loomis, Mann, Marsh, McAdams, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moose, Moffett, Mulvane, Neville, Newton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Rice, Rountree, Savage, Scanlan, Scott, Shaw, Shumway, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Thomas, Thornton, Truitt, Virden, Walker, Warner, Washburn, Wayman, Webster, Weinheimer, Wood, Wymore, Mr. Speaker—108.

Messrs. Cullerton and Westfall voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

House bill, No. 620, for "An act to revise the law in relation to the common law," was read a third time.



The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 88, nays 10.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocoock, Booth, Bradwell, Branson, Bryant, Casey, Carpenter, Chambers, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dewey, Dolan, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Golden, Graham, Granger, Grey, Gridley, Halpin, Hart, Henry, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Jaquess, Jackson, James, Johnston, Jones, Kase, Lane of Hancock, Lietze, Lomax, Loomis, Mann, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Mulvane, Newton, Oberly, Oleson, Orendorff, Peltzer, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Rountree, Savage, Shaw, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Virden, Walker, Warner, Washburn, Wayman, Webster, Wood, Wymore, Mr. Speaker—88.

Those voting in the negative are,

Messrs. Collins, Gordon, Griffith, Herting, Moose, Moffett, Neville, Rice, Streeter, Stroud, Thornton—11.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 601, for "An act to revise the law in relation to abatement," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 100, nays 00.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocoock, Bradwell, Branson, Bryant, Bullard, Casey, Chambers, Collins, Crawford, Cronkrite, Crosby, Cullerton, Dement, Dolan, Dolton, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Henry, Hildrup, Hollenback, Hopkins, Inacore, Jaquess, Jackson, Johnston, Jones, Kann, Kase, Lane of Hancock, Lietze, Lomax, Marsh, Massie, McAdams, McDonald, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Moore of Marshall, Morrison, Moffett, Mulvane, Neville, Newton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Plowman, Pollock, Pyatt, Quinn, Ramey, Rountree, Savage, Scanlan, Scott, Sheridan, Smith, Snow, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Virden, Walker, Warner, Weinheimer, Wood, Wymore, Mr. Speaker—100.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Leave of absence was granted to Messrs. Senne, Easley and Anderson.

House bill, No. 608, for "An act to revise the law in relation to attorneys and counsellors," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 92, nays 16.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of LaSalle, Ballow, Barkley, Bocoock, Bradwell, Branson, Bryant, Casey, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Darnell, Dement, Dewey, Dolton, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hawes, Henry, Herrington, Hildrup, Hodges, Inacore, Jaquess, Jackson, Johnston, Jones, Kase, Lane of Hancock, Lietze, Mann, Marsh, McAdams, McGee, McPherran, Middlecoff, Mitchell, Moore of Marshall, Moffett, Mulvane, Neville, Newton, Oakwood, Orendorff, Peltzer, Plowman, Pollock, Pyatt, Rice, Rountree, Savage, Scanlan, Scott, Shaw, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Virden, Walker, Warner, Washburn, Webster, Weinheimer, Westfall, Wood, Wymore, Mr. Speaker—92.

Those voting in the negative are,

Messrs. Alexander of Crawford, Blakely, Bullard, Dolan, Forth, Gordon, Hart, Hopkins, Moose, Morrison, Oberly, Oleson, Ramey, Streeter, Stroud, Thornton—16.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Barkley moved to suspend the rules to receive a report from the penitentiary committee; which was not agreed to.

House bill, No. 644, for "An act to revise the law in relation to joint rights and obligations," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 105, nays 00.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Barkley, Blakely, Boock, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Chambers, Collins, Crawford, Cronkite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Eflner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Grauger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Hawes, Herrington, Hildrup, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Johnston, Jones, Kase, Lane of Hancock, Lietze, Loomis, Mann, Marsh, McAdams, McGee, McPherran, Meacham, Middlecoff, Moore of Marshall, Morrison, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Plowman, Pollock, Pyatt, Ramey, Rice, Rountree, Savage, Scanlan, Scott, Shaw, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Virden, Walker, Warner, Washburn, Webster, Weinheimer, Westfall, Wood, Wymore, Mr. Speaker—105.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Ballow (by consent) presented a petition from citizens of Adams county, asking for an amendment to House bill, No. 266; which was referred to the committee on municipal affairs.

Mr. Barkley (by consent), from the committee on penitentiary, to which was referred Senate bill, No. 330, for "An act making an appropriation for buildings and other improvements for the State reform school, and for the purchase of stock," reported the same back, with amendments, and recommended that the bill be passed as amended.

The report of the committee was concurred in, the bill temporarily laid aside, and the amendments ordered printed.

Mr. Moore of Marshall, from committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed, on January 16, 1874:

House bill, No. 622, for "An act to revise the law in relation to costs."

House bill, No. 638, for "An act to revise the law in relation to county treasurer."

House bill, No. 641, for "An act to revise the law in relation to ferries."

House bill, No. 646, for "An act to revise the law in relation to man-damus."

House bill, No. 648, for "An act to revise the law in relation to notices."

Mr. Orendorff (by consent) introduced House bill, No. 719, for "An act to enable cities and villages to establish and regulate cemeteries."

Which was referred to the committee on municipal affairs.

On motion of Mr. Inscore,

At 4:45 o'clock P. M. the House adjourned to 10 o'clock A. M., to-morrow.

SATURDAY, JANUARY 17, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Shaw.

The journal of yesterday was being read, when,

On motion of Mr. Wayman,

The further reading of the same was dispensed with.

Mr. Armstrong of Grundy (by consent) introduced House bill, No. 720, for "An act concerning jurors, and to repeal certain acts herein named."

Which was read a first time, and ordered to a second reading.

By consent, Senate bill, No. 338, for "An act making an appropriation for the ordinary expenses of the Southern Normal University,"

Was taken up and referred to the committee on State institutions.

Mr. Mann (by consent) presented a petition from a number of citizens of Kane county, asking for an amendment to "An act in regard to roads and bridges in counties under township organization."

Which was referred to the committee on roads, highways and bridges.

Mr. Graham, from the committee on revenue, to which was referred House bill, No. 666, for "An act in regard to assessors and collectors in certain incorporated cities, and to extend the time for the assessment and collection of the county and State taxes therein, for the year A. D. 1873," reported the same back and recommended that it be laid on the table, and submitted as a substitute therefor:

House bill, No. 721, for "An act in regard to assessors and collectors in certain incorporated cities, and to extend the time for the assessment and collection of the county and State taxes therein, for the year A. D. 1873," and recommended that the substitute be passed.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time and ordered to a second reading.

Mr. Graham (by consent), from the committee on revenue, introduced House bill, No. 722, for "An act extending the time for the collection of the taxes on the assessment for the year A. D. 1873, and delinquent and omitted taxes on the assessment books for said year."

Which was read a first time, and ordered to a second reading.

Mr. Rountree (by consent), from the committee on municipal affairs, to which was referred House bill, No. 628, for "An act to amend section sixteen (16), of article eleven (11), of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872," House bill, No. 667, for "An act to amend an act entitled 'an act to provide for the incorporation of cities and villages,' approved March 7, 1872," and House bill, No. 684, for "An act supplemental to an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872," reported the same back, and submitted therefor House bill, No. 723, for "An act to amend section sixteen (16), of article eleven (11), of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872," and recommended that the bills be laid on the table, and that the substitute be passed.

The report of the committee was concurred in, the bills were laid on the table, the substitute read a first time and ordered to a second reading.

Mr. Rountree (by consent), from the committee on municipal affairs, to which was referred House bill, No. 719, for "An act to enable cities and villages to establish and regulate cemeteries," reported the same back with the following amendment: Strike out the word "corporation" wherever it occurs in said bill, and insert the words "corporate limits," and recommended that it pass, as amended.

The report of the committee was concurred in, the bill read a first time, the bill and amendment ordered printed, and the bill ordered to a second reading.

Mr. Jones, from the committee on contingent expenses, submitted the following report :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

The committee on contingent expenses, to whom was referred the resolution in regard to the contract for heating the Hall of Representatives, etc., would respectfully beg leave to make the following report :

The west side of the House is heated in accordance with the resolution passed by this assembly at its last session.

Would also report that the cost of heating the Hall of Representatives, together with all rooms in the west side of the building, is eleven (11) dollars per day, and that the cost of heating the Senate is one (1) dollar per day, making total expense of heating Senate chamber and west side of building twelve (12) dollars per day. Mr. Ide, who has charge of heating-house, stated that the amount of coal required to heat the building twenty-four hours, costs four (4) dollars, and that he pays three (3) dollars per day each to two men for taking charge of the heating, etc., which leaves him a profit of two (2) dollars per day ; also, stated that if the House of Representatives is dissatisfied, he is willing to throw up the contract, provided that the contract of the Senate is also rescinded.

A. M. JONES,

*C'hm. Com. on Con. Ex.*

The report of the committee was adopted.

House bill, No. 609, for "An act in regard to canal companies," was read a third time.

The bill, and all the amendments thereto, having first been printed, and the question being : "Shall this bill pass ?" it was decided in the affirmative, yeas 100, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Blakely, Bocock, Booth, Bradwell, Branson, Bullard, Casey, Cassedy, Carpenter, Chambers, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Eflner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Hawes, Hay, Henry, Herrington, Hildrup, Holles, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Jones, Lane of Hancock, Lietze, Lomax, Loomis, Mann, Marsh, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvane, Neville, Newton, Oakwood, Oberly, Oleson, Peltzer, Plowman, Pollock, Pyatt, Quinn, Race, Rainey, Rice, Rountree, Savage, Scanlan, Scott, Shaw, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streator, Taggart, Thomas, Thornton, Walker, Warner, Washburn, Webster, Westfall, Wood, Wymore, Mr. Speaker—100.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 610, for "An act to revise the law in relation to the State Commissioners of Public Charities," was read a third time.

Mr. Moore of Marshall moved to refer the bill to the committee on fees and salaries, with the following instructions : To take into consideration the propriety of reducing the number of commissioners of the state board of public charities to three, making them elective by the people, and fixing a salary for the same, giving them the entire supervision and management of state charitable institutions.

Mr. Grey moved to amend the motion by referring the bill to the committee on civil service and retrenchment ; which was accepted by Mr. Moore of Marshall.

On motion of Mr. Johnston,

The previous question was ordered.

The question being on the adoption of the motion to refer the bill to the committee on civil service and retrenchment, with the instructions aforesaid, it was decided in the affirmative.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 334, for "An act relative to property conveyed, devised or bequeathed to the State in trust for charitable purposes."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

By consent, House bill, No. 62, for "An act to amend an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872,"

Was taken up, read a second time, and laid on the table.

Mr. Oakwood introduced House bill, No. 724, for "An act to amend an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

Which was read a first time, and ordered to a second reading.

On motion of Mr. Morrison,

The rules were suspended to receive the following resolution :

*Resolved*, That the chairman of the committee on State institutions be requested to report back the revision bills in their hands, with their amendments thereto, that they may be referred to the committee on civil service and retrenchment.

Which was adopted.

In compliance with the above resolution, Mr. Branson, from the committee on state institutions, reported back

House bill, No. 612, for "An act to revise the law in relation to the Illinois Institution for the Education of the Blind,"

House bill, No. 613, for "An act to revise the law in relation to the Illinois Institution for the Education of the Deaf and Dumb,"

House bill, No. 614, for "An act to revise the law in relation to the State Insane Asylums,"

House bill, No. 615, for "An act to revise the law in relation to the Illinois Industrial University,"

House bill, No. 616, for "An act to revise the law in relation to the Illinois Institution for the Education of Feeble-minded Children,"

House bill, No. 618, for "An act to revise the law in relation to the Soldiers' Orphans' Home,"

House bill, No. 611, for "An act to revise the law in relation to the Illinois Charitable Eye and Ear Infirmary."

Mr. Bradwell moved to recommit the bills to the committee on state institutions.

Which was not adopted.

On motion of Mr. Cronkrite,

The bills, to-wit : House bills, Nos. 611, 612, 613, 614, 615, 616 and 618 were referred to the committee on civil service and retrenchment.

Mr. Rountree, (by consent) from the committee on municipal affairs, to which was referred House bill, No. 705, for "An act to amend sections six (6), seven (7), nine (9), twenty-four (24), twenty-six (26), and fifty-three (53), of article nine (9), of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872," reported the same back, and recommended that it pass.

The report of the committee was concurred in, the bill read a first time, and ordered to a second reading.

On motion of Mr. Cronkrite,

The rules were suspended, and he was permitted to introduce House bill, No. 725, for "An act to establish maximum rates of charges for the transportation of passengers and freight on the different railroads in this State."

Which was referred to the committee on civil service and retrenchment.

On motion of Mr. Walker,

At 12:30 o'clock P. M. the House adjourned to 2:30 P. M.

## TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

House bills on third reading being in order,

House bill, No. 419, for "An act to revise the law in relation to the commitment and detention of lunatics," was read a third time.

The bill and all amendments thereto having first been printed, and the question being: "Shall the bill pass?" it was decided in the affirmative—yeas 102, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of La Salle, Ballow, Blakely, Bocoock, Booth, Bradwell, Branson, Bullard, Casey, Carpenter, Chambers, Crawford, Cronkrite, Crosby, Dement, Dewey, Dolan, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Golden, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hay, Henry, Herrington, Herting, Hildrup, Holles, Hollenback, Hopkins, Inscore, Jaquess, Johnston, Jones, Kase, Lane of Hancock, Lemma, Lietze, Lomax, Loomis, Mann, Marsh, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Plowman, Pollock, Pyatt, Race, Ramey, Rountree, Savage, Scott, Shaw, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Washburn, Wayman, Webster, Weinheimer, Westfall, Wood, Wymore, Mr. Speaker—102.

Those voting in the negative were Messrs. Collins and Quinn.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

House bill, No. 622, for "An act to revise the law in relation to costs," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall the bill pass?" it was decided in the affirmative—yeas 98, nays 4.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of LaSalle, Ballow, Blakely, Bocoock, Booth, Bradwell, Branson, Bullard, Casey, Carpenter, Chambers, Collins, Cronkrite, Crosby, Darnell, Dement, Dewey, Dolan, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Golden, Graham, Granger, Grant, Grey, Gridley, Halpin, Hart, Harvey, Henry, Herrington, Herting, Hildrup, Holles, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Johnston, Jones, Lane of Hancock, Lemma, Loomis, Mann, Marsh, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Plowman, Pollock, Pyatt, Race, Ramey, Rountree, Savage, Scanlan, Scott, Shaw, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Webster, Weinheimer, Westfall, Wood, Wymore, Mr. Speaker—98.

Those voting in the negative are,

Messrs. Griffith, Kase, Lietze, Quinn—4.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

House bill, No. 638, for "An act to revise the law in relation to county treasurer," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall the bill pass?" it was decided in the affirmative—yeas 98, nays 0.

Those voting the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Blakely, Boock, Booth, Bradwell, Branson, Bullard, Casey, Carpenter, Chambers, Collins, Crawford, Cronkite, Crosby, Darnell, Dement, Dewey, Dolan, Ewing, Ferrier, Flanders, Forth, Freeman, Golden, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Hay, Henry, Herrington, Herting, Hildrup, Holles, Hollenbeck, Hopkins, Inscore, Jacques, Jackson, Johnston, Kase, Lane of Hancock, Lietze, Lomar, Loomis, Mann, Marsh, McGee, Mescham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvan, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pollock, Pyatt, Quinn, Race, Ramey, Rice, Rountree, Savage, Scanlan, Scott, Shaw, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stretcor, Taggart, Thomas, Walker, Warner, Wayman, Webster, Wood, Wymore, Mr. Speaker—98.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

Mr. Rice submitted the following resolution :

*Resolved*, That Mrs. M. E. DeGeer, of Chicago, Lecturer for Grand Lodge, Sons of Temperance, State of Illinois, have the use of this hall for a lecture on Thursday evening the 22d inst.

Which was adopted.

Mr. Quinn moved to suspend the rules to receive a resolution; which was not agreed to.

Mr. Quinn (by consent) introduced House bill, No. 726, for "An act entitled 'an act to make cities, towns and townships within the State of Illinois liable for damage done to private property by mobs or unlawful assemblies.'"

Which was read a first time, and referred to the committee on judiciary.

Mr. Hoiles (by consent) introduced House bill, No. 727, for "An act to amend section thirty (30) of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872."

Which was read a first time and referred to the committee on revenue.

Mr. Gridley (by consent) introduced House bill, No. 728, for "An act to amend section fifteen and a half (15½) of an act entitled 'an act to amend an act entitled 'an act to exempt the homestead from forced sale, and to provide for setting off the same, and to exempt certain personal property from attachment and sale on execution, and from distress for rent,' approved April 30, 1873.'"

Which was read a first time, and referred to the committee on education.

Mr. Gridley (by consent) introduced House bill, No. 729, for "An act concerning county superintendents of schools."

Which was read a first time, and referred to the committee on education.

Mr. McPherran (by consent) introduced House bill, No. 730, for "An act to amend an act entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto, and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved April 7, A. D. 1871.'"

Which was referred to the committee on railroads.

Mr. Ferrier (by consent), from the committee on elections, to which was referred House bill, No. 626, for "An act to repeal an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,'"

On motion of Mr. Cronkrite,

The rules were suspended, and he was permitted to introduce **House bill, No. 725**, for "An act to establish maximum rates of charges for the transportation of passengers and freight on the different railroads in this State."

Which was referred to the committee on civil service and retrenchment.

On motion of Mr. Walker,

At 12:30 o'clock P. M. the House adjourned to 2:30 P. M.

## TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

House bills on third reading being in order,

House bill, No. 419, for "An act to revise the law in relation to the commitment and detention of lunatics," was read a third time.

The bill and all amendments thereto having first been printed, and the question being: "Shall the bill pass?" it was decided in the affirmative—yeas 102, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of La Salle, Ballow, Blakely, Bocock, Booth, Bradwell, Branson, Bullard, Casey, Carpenter, Chambers, Crawford, Cronkrite, Crosby, Dement, Dewey, Dolan, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Golden, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hay, Henry, Herrington, Herting, Hildrup, Holles, Hollenback, Hopkins, Incore, Jaquess, Johnston, Jones, Kase, Lane of Hancock, Lemma, Lietze, Lomax, Loomis, Mann, Marsh, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Plowman, Pollock, Pyatt, Race, Ramey, Rountree, Savage, Scott, Shaw, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streator, Taggart, Thomas, Thornton, Walker, Warner, Washburn, Wayman, Webster, Weinheimer, Westfall, Wood, Wymore, Mr. Speaker—102.

Those voting in the negative were Messrs. Collins and Quinn.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

House bill, No. 622, for "An act to revise the law in relation to costs," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall the bill pass?" it was decided in the affirmative—yeas 98, nays 4.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of LaSalle, Ballow, Blakely, Bocock, Booth, Bradwell, Branson, Bullard, Casey, Carpenter, Chambers, Collins, Cronkrite, Crosby, Darnell, Dement, Dewey, Dolan, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Golden, Graham, Granger, Grant, Grey, Gridley, Halpin, Hart, Harvey, Henry, Herrington, Herting, Hildrup, Holles, Hollenback, Hopkins, Incore, Jaquess, Jackson, Johnston, Jones, Lane of Hancock, Lemma, Loomis, Mann, Marsh, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Plowman, Pollock, Pyatt, Race, Ramey, Rountree, Savage, Scanlan, Scott, Shaw, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streator, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Webster, Weinheimer, Westfall, Wood, Wymore, Mr. Speaker—98.

Those voting in the negative are,

Messrs. Griffith, Kase, Lietze, Quinn—4.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

House bill, No. 638, for "An act to revise the law in relation to county treasurer," was read a third time.



The bill and all amendments thereto having first been printed, and the question being, "Shall the bill pass?" it was decided in the affirmative—yeas 98, nays 0.

Those voting the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Blakely, Boccock, Booth, Bradwell, Branson, Bullard, Casey, Carpenter, Chambers, Collins, Crawford, Cronkite, Crosby, Darnell, Dement, Dewey, Dolan, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Golden, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Hay, Henry, Herrington, Herting, Hildrup, Holmes, Hollenback, Hopkins, Inacore, Jaquess, Jackson, Johnston, Kase, Lane of Hancock, Lietze, Lomax, Loomis, Mann, Marsh, McGee, Meacham, Middlecott, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pollock, Pyatt, Quinn, Race, Ramey, Rice, Rountree, Savage, Scanlan, Scott, Shaw, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Walker, Warner, Wayman, Webster, Wood, Wymore, Mr. Speaker—98.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

Mr. Rice submitted the following resolution:

*Resolved*, That Mrs. M. E. DeGeer, of Chicago, Lecturer for Grand Lodge, Sons of Temperance, State of Illinois, have the use of this hall for a lecture on Thursday evening the 22d inst.

Which was adopted.

Mr. Quinn moved to suspend the rules to receive a resolution; which was not agreed to.

Mr. Quinn (by consent) introduced House bill, No. 726, for "An act entitled 'an act to make cities, towns and townships within the State of Illinois liable for damage done to private property by mobs or unlawful assemblies.'"

Which was read a first time, and referred to the committee on judiciary.

Mr. Hoiles (by consent) introduced House bill, No. 727, for "An act to amend section thirty (30) of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872."

Which was read a first time and referred to the committee on revenue.

Mr. Gridley (by consent) introduced House bill, No. 728, for "An act to amend section fifteen and a half (15½) of an act entitled 'an act to amend an act entitled 'an act to exempt the homestead from forced sale, and to provide for setting off the same, and to exempt certain personal property from attachment and sale on execution, and from distress for rent,' approved April 30, 1873."

Which was read a first time, and referred to the committee on education.

Mr. Gridley (by consent) introduced House bill, No. 729, for "An act concerning county superintendents of schools."

Which was read a first time, and referred to the committee on education.

Mr. McPherran (by consent) introduced House bill, No. 730, for "An act to amend an act entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto, and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved April 7, A. D. 1871."

Which was referred to the committee on railroads.

Mr. Ferrier (by consent), from the committee on elections, to which was referred House bill, No. 626, for "An act to repeal an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,'

approved February 15, 1865," House bill, No. 629, for "An act to repeal an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,' approved February 15, 1865," and House bill, No. 668, for "An act to repeal an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,' approved February 15, 1865," reported the same back, and submitted as a substitute therefor House bill, No. 731, for "An act to repeal an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,' approved February 15, 1865," and recommended that the substitute be passed, and that the bills be laid on the table.

The report of the committee was concurred in, the bills laid on the table, the substitute read a first time, and ordered to a second reading.

Mr. Starr (by consent) introduced House bill, No. 732, for "An act to enable owners to recover damages for the injury to or the killing of stock by railroad companies."

Which was referred to the committee on railroads.

Mr. Armstrong of Grundy (by consent) introduced House bill, No. 733, for "An act to repeal an act entitled 'Police magistrates,' approved February 27, 1854, and all acts amendatory thereof."

Which was referred to the committee on judiciary.

Mr. Pollock (by consent) introduced House bill, No. 734, for "An act to amend an act entitled 'an act providing for the health and safety of persons employed in coal mines,' approved March 27, 1872."

Which was referred to the committee on mines and mining.

Mr. Orendorff (by consent) introduced House bill, No. 735, for "An act to amend section 40 of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872."

Which was referred to the committee on judiciary.

Mr. Warner (by consent) submitted the following resolution :

WHEREAS, The expenses of our State institutions have been very large; therefore, with a view to economize as far as possible in such expenditures, be it

Resolved, That the committee on civil service and retrenchment be requested to carefully examine into the cost and manner of furnishing supplies to our State institutions, and if, in their judgment, practicable, report at an early day, a bill providing for the furnishing of such supplies at a less cost to the State than at present.

Which was adopted.

Mr. Marsh (by consent) presented a communication from the board of supervisors of Ogle county, in relation to amending the revenue law; which was referred to the committee on revenue.

On motion of Mr. Mulvane,

At 4:20 o'clock P. M., the House adjourned to 10 o'clock A. M. on Monday next, January 19th.

## MONDAY, JANUARY 19, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Hale.

The journal of Saturday last was being read, when,

On motion of Mr. Starr,

The further reading of the same was dispensed with.

Revision bills on third reading being in order,  
House bill, No. 641, for "An act to revise the law in relation to ferries," was taken up, and,

On motion of Mr. Moore of Adams,

Referred to the committee on canal and river improvements.

Mr. Crawford (by consent) submitted the following:

WHEREAS, This General Assembly has undertaken to complete the revision of the Statutes begun by the 27th General Assembly; and whereas numerous amendments to the revenue law of 1871 and 1872 have been made by this General Assembly, and various bills and resolutions proposing further material changes in said law have been introduced in both houses of this assembly, and are now pending; and whereas it is specially desirable, in view of said revision, that the Statutes upon the different subjects embraced therein shall be as compact and clear as possible; therefore,

*Resolved by the House, the Senate concurring herein,* That the revenue committees of the House and of the Senate be and are hereby instructed to jointly prepare a bill revising and consolidating all the various acts now in force on the subject of revenue, embodying therein so much of the matter of the various bills and resolutions now pending before them, and such other provisions as in their judgment may be advisable; and that they report said joint bill to their respective houses at the earliest practicable moment.

Which was adopted.

Mr. Wood, from the committee on roads, highways and bridges, submitted the following report:

The committee on roads, highways and bridges, to whom was referred House bill, No. 337, for "An act to amend section 36 of an act entitled 'an act to fix the salaries of State officers,'" etc., have instructed me to report the same back, and recommend that it be referred to the committee on county and township organization.

The report of the committee was concurred in, and the bill referred to the committee on county and township organization.

Mr. Armstrong of Grundy (by consent) introduced House bill, No. 736, for "An act to amend section 53 of an act entitled 'an act in regard to gateways, roads and bridges in counties not under township organization,' in force April 18, 1873."

Which was referred to the committee on roads, highways and bridges.

Mr. Savage (by consent) presented a petition from citizens of Will county, asking for an amendment to the revenue law; which was referred to the committee on revenue.

Mr. Westfall (by consent), from the committee on fees and salaries, submitted the following report:

The committee on fees and salaries, to which was referred House bill, No. 635, for "An act to provide for fees of certain officers therein named in counties of the third class," have had the same under consideration, and respectfully report the same back with a substitute therefor, being House bill, No. 737, for "An act to provide for fees of certain officers therein named in counties of the third class," recommending that the substitute do pass, and that the original bill be laid on the table.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time and ordered to a second reading.

Mr. Dolan (by consent) submitted the following resolution:

*Resolved,* that the committee on finance be and they are hereby instructed to provide a bill to authorize the payment of thirty per cent., the balance of which the State is yet owing to White county, and also to repair the gates of the lock so that its navigation will not be retarded as it is at the present time.

On motion of Mr. Carpenter,

The resolution was referred to the committee on canal and river improvements.

A message from the Governor, by Philo J. Beveridge, Private Sec'y:

Mr. Speaker: I am directed by the Governor to lay before the House of Representatives the following written communication:

appointment of official reporters, and for the preservation of evidence in certain cases in Cook county,' approved March 6, 1867, and an act amendatory thereto, approved March 11, 1869," was indefinitely postponed.

House bill, No. 363, for "An act to amend an act entitled 'an act concerning Canada thistles,' in force March 15, 1872," was read a third time, and,

On motion of Mr. Johnston,

Laid on the table.

House bill, No. 396, for "An act to secure to children elementary instruction," was taken up, and,

On motion of Mr. Snow,

The further consideration of the same was postponed and made the special order for to-morrow, January 20th.

House bill, No. 417, for "An act to amend an act entitled 'an act to incorporate the Union Stock Yard and Transit Company of Chicago,' in force February 13, A. D. 1865," was taken up, and,

On motion of Mr. Hopkins,

The further consideration of the same was postponed, and made the special order for Wednesday, January 28th.

House bill, No. 408, for "An act to punish an officer for being intoxicated while in the discharge of the duties of his office," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 93, nays 12.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakeley, Bocoock, Booth, Bradwell, Bullard, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Darnell, Dement, Dewey, Dolan, Dresser, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Hart, Harvey, Hawes, Hay, Henry, Herrington, Hite of St. Clair, Hildrup, Hoiles, Hollenback, Hopkins, Jaquess, Johnston, Jones, Lane of Hancock, Lomma, Lietze, Lomax, Loomis, Marsh, Masie, McGee, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Mulvana, Nulton, Oakwood, Orendorff, Pollock, Pyatt, Race, Rice, Savage, Scanlan, Scott, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streator, Taggart, Thomas, Thornton, Virden, Warner, Wayman, Webster, Westfall, Wood, Wymore, Mr. Speaker—93.

Those voting in the negative are,

Messrs. Alexander of Crawford, Halpin, Herting, Inscore, Jackson, Kase, McPherran, Oberly, Peltzer, Walker, Washburn, Weinheimer—12.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

House bill, No. 462, for "An act to amend section 9 of an act entitled 'an act to provide for the exercise of the right of eminent domain,' in force July 1, 1872," was taken up, and,

On motion of Mr. Armstrong of La Salle,

Referred to the judiciary committee.

House bill, No. 507, for "An act to amend an act entitled 'an act to settle up and close the trust of the board of Trustees of the Illinois and Michigan Canal,' " was taken up, and,

On motion of Mr. Armstrong of LaSalle,

Referred to the committee on canal and river improvements.

House bill, No. 598, for "An act in relation to the collection of wages," was read a time, and,

On motion of Mr. Scanlan,

The further consideration of the same was postponed and made the special order for Friday, January 23d.

Senate bills on first reading being in order,  
Senate bill, No. 334, for "An act relative to property conveyed, devised or bequeathed to the State in trust for charitable purposes," was read a first time, and,

On motion of Mr. Hay,

Referred to the committee on civil service and retrenchment.

Senate bill, No. 317, for "An act to revise the law in relation to the partition of real estate," was read a first time, and,

On motion of Mr. Kase,

Referred to the committee on judiciary.

Mr. Jones (by consent) submitted the following resolution :

WHEREAS, there is a report in circulation that the printing of the report of the State board of agriculture has cost the State over (\$11,000) eleven thousand dollars, and that the printing of the railroad and warehouse board has cost over (\$3,000) eight thousand dollars; therefore, be it  
*Resolved*, That the committee on printing be instructed to report to this House what is the expense of printing the several reports of the different boards in this State, and also give their views as to the value of said reports.

Mr. Oberly submitted the following amendment to the resolution.  
Add the following :

"And that the committee be also instructed to investigate the cost of the binding done for the State, and whether it is done in accordance with contract."

Which was accepted by Mr. Jones.

Mr. Grey submitted the following amendment to the resolution :

Add the following : "And that the committee have power to send for persons and papers."

Which was adopted.

The question their being on the adoption of the resolution, it was decided in the affirmative.

The Speaker appointed as the select committee of thirteen, to which was referred a resolution relating to temperance, Messrs. Carpenter, Stewart of McLean, Washburn, Mulvane, Stewart of Winnebago, Armstrong of LaSalle, Bradwell, Wood, Casey, Jaquess, Hite of St. Clair, Morrison and Lomax.

The Speaker laid before the House the following communication from the State Board of Agriculture :

STATE BOARD OF AGRICULTURE, SECRETARY'S OFFICE,  
SPRINGFIELD, *January 15, 1874.*

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

DEAR SIR: I have the honor to hand you herewith a copy of the resolution on the subject of fisheries, passed by the State Board of Agriculture, at its late session.

Very respectfully, etc.,

A. M. GARLAND,

*Secretary.*

WHEREAS, in the opinion of the State Board of Agriculture, the re-stocking of the waters of this State with food fishes is one of vast importance to the pecuniary and sanitary interests of the people; therefore,

*Resolved*, That the General Assembly be respectfully requested to consider the propriety of establishing for the State of Illinois a Commission on Fisheries similar to those now existing in several of the States of the Union, and under the general government.

The above is a true copy.

A. M. GARLAND,

*Sec'y B'd Ag.*

[SEAL.]

On motion of Mr. Oberly,  
At 12:30 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

On motion of Mr. Casey,

House bill, No. 447, for "An act in relation to advertisements and notices,"

Was taken from the table and referred to the committee on printing.

Senate bill, No. 316, for "An act to revise the law in relation to recorders," was read a first time, and,

On motion of Mr. Hay,

Referred to the committee on judiciary.

Senate bill, No. 293, for "An act to revise the law in relation to coroners,"

Was read a first time and referred to the committee on fees and salaries.

Senate bill, No. 292, for "An act to revise the law in relation to sheriffs,"

Was read a first time and referred to the committee on fees and salaries.

Senate bill, No. 215, for "An act to amend section two (2) of chapter twenty-six (26) of the Revised Statutes, entitled 'Costs,'" was read a first time, and,

On motion of Mr. Hay,

Laid on the table.

Senate bill, No. 230, for "An act to amend an act entitled 'an act in regard to practice in courts of record,'" was read a first time.

Mr. Walker moved to refer the bill to the committee on judiciary; which was not agreed to.

The bill was then ordered to a second reading.

Senate bill, No. 271, for "An act to provide for the manner of electing officers of county agricultural societies," was read a first time, and,

On motion of Mr. Efuer,

Referred to the committee on agriculture and horticulture.

Senate bill, No. 291, for "An act to revise the law in relation to replevin," was read a first time, and,

On motion of Mr. Thornton,

Referred to the committee on judiciary.

Senate bill, No. 400, for "An act to enable cemetery companies to sell and convey land not required for burial purposes,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 428, for "An act to prohibit advertising lotteries and games of chance, and fixing the punishment therefor," was read a first time, and,

On motion of Mr. Hay,

Laid on the table.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on January 19, 1874:

House bill, No. 107, for "An act to amend section seven of an act entitled 'an act in regard to judgments and decrees, and the man-

ner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree."

House bill, No. 188, for "An act to protect persons pledging personal property as collateral security for loans of money in the State of Illinois."

House bill, No. 306, for "An act to authorize courts of record, in certain cases, to order lands to be subdivided and platted."

House bill, No. 433, for "An act to amend section 47 of an act entitled 'an act in regard to evidence and depositions in civil cases,' approved March 29, A. D. 1872."

House bill, No. 457, for "An act to repeal section twenty-eight of an act in regard to evidence and depositions in civil cases,' in force July 1, 1872."

House bill, No. 486, for "An act to restrict solitary confinement to certain cases in the Illinois State Penitentiary."

House bill, No. 500, for "An act to amend section 14 of an act entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet.'"

House bill, No. 645, for "An act to revise the law in relation to limited partnership."

House bill, No. 647, for "An act to revise the law in relation to names."

House bill, No. 649, for "An act to revise the law in relation to oaths and affirmations."

House bill, No. 651, for "An act to revise the law in relation to promissory notes, bonds, due bills, and other instruments in writing."

House bill, No. 655, for "An act to amend an act entitled 'an act concerning bail in civil cases,' approved January 22, 1872."

Senate bills on second reading being in order,

Senate bill, No. 58, for "An act to repeal an act entitled 'an act to amend the law concerning township organization,' approved January 31, 1872,"

Was read a second time, and,

On motion of Mr. Johnston,

Referred to the committee on county and township organization.

Senate bill, No. 280, for "An act to revise the law in relation to change of venue,"

Was read a second time, and,

On motion of Mr. Savage,

Recommitted to the committee on judiciary.

Senate bill, No. 295, for "An act to revise the law in relation to the rate of interest,"

Was read a second time, and

Mr. Efner submitted the following amendment:

Add to section 3 the following:

"*Provided, however,* that if the contract or instrument on which the judgment was recovered drew a greater rate of interest than six (6) per centum per annum at the time the same was merged in the judgment, then the judgment rendered or recovered thereon shall bear the same rate of interest as the contract or instrument on which the judgment was recovered, and the execution issued on such judgment shall direct the collection of interest at such greater rate from the date of the recovery of such judgment until the same shall be paid."

On motion of Mr. Hay,

The bill and amendments were referred to the committee on judiciary.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit:

*Resolved by the Senate, the House of Representatives concurring,* That the Rev. E. C. Wines, D. D., LL. D., of New York, Secretary of the National Prison Association, and President of the International Prison Commission, and Commissioner of the United States to the International Prison Congress at London, be and hereby is invited to address the members of this General Assembly on the subject of prison discipline and reform, in the hall of the House of Representatives, on Wednesday evening, the 21st inst., at 7¼ o'clock.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

The Senate resolution in relation to inviting the Rev. E. C. Wines to address the General Assembly was taken up and concurred in.

Senate bill, No. 340, for "An act making an appropriation for the purchase of heating apparatus for the Normal University, at Normal," was taken up, and,

On motion of Mr. Stewart of McLean,

Laid on the table.

Senate bill, No. 281, for "An act relating to counties and the management of county affairs," was taken up, and,

On motion of Mr. Armstrong of La Salle,

Referred to the committee on county and township organization.

Senate bills on third reading being in order,

Senate bill, No. 20, for "An act concerning the jurisdiction of justices of the peace and police magistrates," was taken up, and,

On motion of Mr. Bradwell,

Laid on the table.

Senate bill, No. 44, for "An act defining the rights and liabilities of married women," was taken up, and,

On motion of Mr. Bradwell,

Laid on the table.

Senate bill, No. 84, for "An act making an appropriation to the Antietam National Cemetery," was read a third time.

Mr. Jones moved to lay the bill on the table.

Which was agreed to, yeas 56, nays 49—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of La Salle, Blakely, Carpenter, Connolly, Cronkite, Crosby, Darnell, Dement, Dewey, Dolan, Efner, Flanders, Forth, Graham, Granger, Grant, Grey, Gridley, Griffith, Hart, Hay, Henry, Herrington, Hite of St. Clair, Hildrup, Holles, Jaques, Jackson, Jones, Kase, Lietze, Lomax, Marsh, Maselle, Meacham, Moore of Marshall, Morrison, Moffett, Nulton, Plowman, Pollock, Pyatt, Scott, Soule, Starr, Stewart of Winnebago, Thomas, Thornton, Warner, Webster, Weinheimer, Wymore, Mr. Speaker—36.

Those voting in the negative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Ballow, Bocock, Booth, Bradwell, Bryant, Bullard, Casey, Chambers, Collins, Crawford, Davis, Ewing, Ferrier, Freeland, Golden, Gordon, Halpin, Harvey, Hawes, Herting, Hollenback, Hopkins, Johnston, Lane of Hancock, Lemma, Loomis, McGee, McPherran, Middlecoff, Moore of Adams, Neville, Oberly, Oleson, Quinn, Ramey, Savage, Scanlan, Shaw, Sheridan, Smith, Streeter, Taggart, Walker, Washburn, Wayman, Westfall, Wood—29.

So the motion to lay on the table was agreed to.

Senate bill, No. 165, for "An act making an appropriation to pay Robert Tillson & Co. ten thousand dollars, in full for their demand against the State," was taken up, and,

On motion of Mr. Moore of Adams,

The further consideration of the same was postponed and made the special order for Wednesday, January 21st.

Senate bill, No. 176, for "An act to amend 'an act concerning corporations,' approved April 18, 1872," was read a third time.



On motion of Mr. Armstrong of La Salle,

The bill was referred to the committee on judiciary.

Senate bill, No. 254, for "An act to amend section five of an act entitled 'an act in regard to evidence and depositions in civil cases,' approved March 29, 1872," was read a third time.

Mr. Efner moved to refer the bill to the committee on judiciary; which was not agreed to.

The bill and all amendments thereto having first been printed, and the question being: "Shall the bill pass?" it was decided in the affirmative—yeas 83, nays 14.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of LaSalle, Ballow, Boocock, Booth, Bradwell, Bryant, Casey, Carpenter, Chambers, Crawford, Cronkite, Crosby, Daruell, Davis, Dewey, Dolan, Ewing, Ferrier, Flanders, Forth, Freeland, Gordon, Graham, Granger, Grant, Gridley, Halpin, Hart, Harvey, Hawes, Herrington, Hering, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Jackson, Johnston, Jones, Kass, Lane of Hancock, Lemma, Lomax, Marsh, Massie, McPherran, Moacham, Middlecoff, Moore of Marshall, Moore of Adams, Moffett, Neville, Nulton, Oakwood, Oberly, Oleson, Orendurff, Plowman, Pollock, Quinn, Rice, Savage, Scanlan, Scott, Shaw, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Washburn, Wayman, Webster, Westfall, Wymore, Mr. Speaker—83.

Those voting in the negative are,

Messrs. Collins, Connolly, Efner, Grey, Griffith, Henry, Holles, Jaquesa, Lietze, McGee, Morrison, Pyatt, Weinheimer, Wood—14.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

On motion of Mr. Middlecoff,

At 4:40 o'clock P. M., the House adjourned to 10 o'clock A. M. to-morrow.

## TUESDAY, JANUARY 20, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Bullard,

The further reading of the same was dispensed with.

The special order for this hour being the consideration of House bill, No. 276, for "An act to abolish the office of county superintendent of schools, and to provide for the organization of county boards of education," was taken up, and the bill read a second time.

Mr. Gordon submitted the following amendment:

In the third line, section one, for "seventy-three" read "seventy-five."

Mr. Wood submitted the following amendment to the amendment:

Section one, line three, strike out the words "seventy-three," and insert "seventy-seven."

Which was not adopted

The question then being on the adoption of the amendment, it was decided in the affirmative.

Mr. Thornton submitted the following amendment:

Section four, line two, strike out "1873," and insert "1875."

Which was adopted.

On motion of Mr. Oakwood,

The bill as amended was recommitted to the committee on education, with instruction to prepare a substitute abolishing the office of county superintendent, and creating a board of education in each county.

The special order for this hour being the consideration of House bill, No. 358, for "An act to amend an act entitled 'an act to establish and maintain a system of free schools,'" was taken up, the bill read a second time, and,

On motion of Mr. Streeter,  
Temporarily laid aside.

The special order for this hour being the consideration of House bill, No. 435, for "An act to amend an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," was taken up, and the bill read a second time.

Mr. Dewey submitted the following amendment:

Strike out all after the word "cast," in the twenty-ninth line of section three.

Mr. Moore of Marshall submitted the following amendment to the amendment:

Strike out all after the word "cast," in line twenty-nine, section three, down to the word "in," at the end of line thirty-one."

Which was accepted by Mr. Dewey.

The question then being on the adoption of the amendment, it was decided in the negative.

Mr. Marsh submitted the following amendment:

Add to section 3, the following: "*Provided, further*, that said land so selected by the board of directors shall be situated at or near the center of the school district."

Which was adopted.

Mr. Snow submitted the following amendment:

Add to the end of clause 3, section 2, the words "or any portion thereof."

Which was adopted.

Mr. Connolly submitted the following amendment:

Amend section 3 by striking out all after the word "assessed," in line 41 of the printed bill, and inserting "in such manner as is now or may hereafter be provided by law for the exercise of the right of eminent domain."

Which was adopted.

Mr. Carpenter submitted the following amendment:

§ —. That section 77 be so amended as to read as follows:

"§ 77. County superintendents, trustees of schools, directors and township treasurers, or either of them, and any other officer having charge of school funds or property, shall be responsible for all losses sustained by any county, township or school fund, by reason of any failure on his or their part to perform the duties required of him or them by this act, or by any rule or regulation authorized to be made by this act; and each and every one of the officers aforesaid shall be liable for any such loss sustained as aforesaid, and the amount thereof may be recovered in a civil action before any court having jurisdiction thereof, at the suit of the State of Illinois, for the use of the county, township or fund injured; and the amount, when collected, shall be paid to the proper officer, for the benefit of said county, township or fund injured. No county, city, town, township, school district or other public corpora-

tion, shall ever make any appropriation or pay from any school fund whatever anything in aid of any church or sectarian purpose, or to help support or sustain any school, academy, seminary, college, university or other literary or scientific institution controlled by any church or sectarian denomination whatever; nor shall any grant or donation of money or other personal property ever be made by any such corporation to any church, or for any sectarian purpose; and any officer or other person, having under his charge or direction school funds or property, who shall pervert the same in the manner forbidden in this section, shall be liable to indictment, and upon conviction shall be fined in a sum not less than double the value of the property so perverted, and imprisoned in the county jail not less than one nor more than twelve months, at the discretion of the court. No teacher, state, county, township or district school officer, shall be interested in the sale, proceeds or profits of any book, apparatus or furniture used or to be used in any school in this State with which such officer or teacher may be connected, and for offending against the provisions of this section shall be liable to indictment, and upon conviction shall be fined in a sum not less than twenty-five nor more than five hundred dollars and may be imprisoned in the county jail not less than one nor more than twelve months, at the discretion of the court: *Provided*, that nothing in this section shall be so construed as to prevent the teacher or directors of any school from acting as the agent of the same (when requested so to do) in purchasing school books at wholesale and distributing the same to the pupils of said school at net cost, said teacher or director to have no profit or commission, directly or indirectly, on said books, and any violation of these provisions shall subject the teacher or director to the penalties above prescribed."

On motion of Mr. Thornton,

The amendment was laid on the table.

Mr. Cassedy submitted the following amendment:

Section 4, line 18, strike out the word "twenty," and insert the words "twenty-two."

Which was adopted, yeas 68, nays 48—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Barkley, Blakely, Cassedy, Chambers, Connolly, Cronkrite, Crosby, Darnell, Dement, Dewey, Dolan, Efner, Ewing, Flanders, Forth, Freeland, Gordon, Graham, Gridley, Griffith, Halpin, Harvey, Henry, Hestington, Holles, Hollenback, Hopkins, Jaquess, Jackson, Jones, Kase, Lane of DeWitt, Lietze, Marsh, Massie, McAdams, McDouald, McGee, Moore of Marshall, Moore of Adams, Morrison, Oakwood, Oberly, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Quinn, Rogers, Savage, Scott, Sherman, Shumway, Smith, Soule, Streeter, Stroud, Taggart, Thornton, Virden, Webster, Weinheimer, Wymore, Mr. Speaker—68.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Ballow, Boeck, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Collins, Crawford, Davis, Dunham, Ferrier, Freeman, Granger, Grey, Hart, Hawes, Hite of St. Clair, Hildrup, Inscore, Jessup, Johnston, Lemma, McPherran, Meacham, Middlecoff, Mitchell, Moore, Race, Ramey, Ray, Rice, Rountree, Shaw, Sheridan, Snow, Starr, Stewart of Winnebago, Stewart of McLean, Thomas, Truitt, Walker, Warner, Webber, Wood—48.

So the amendment was adopted.

Mr. Shaw submitted the following amendment:

Section 33, clause 3d, 1st line, strike out the word "all," and insert "three-fourths."

Which was adopted.

Mr. Morrison submitted the following amendment:

Section 3, after the words "free schools," in 10th line, printed bill, add the following: "*Provided*, the directors shall not continue said school

for a longer term than six months, without a vote of the electors of said district."

Which was adopted, yeas 59, nays 50—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Barkley, Blakely, Branson, Bryant, Casey, Cassidy, Crosby, Davis, Dewey, Dolan, Efner, Ewing, Flandera, Forth, Freeman, Gordon, Graham, Grey, Gridley, Griffith, Halpin, Hart, Henry, Jaques, Jessup, Kase, Lane of DeWitt, Lemma, Lietze, McAdams, McDonald, Middlecoff, Mitchell, Moore of Marshall, Morrison, Oberly, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Quinn, Rogers, Scott, Sherman, Smith, Soule, Starr, Streeter, Stroud, Thomas, Virden, Wood, Wymore, Mr. Speaker—59.

Those voting in the negative are,

Messrs. Ballow, Bocock, Bradwell, Bullard, Carpenter, Chambers, Collins, Crawford, Cronkrite, Darnell, Dement, Dunham, Ferrier, Freeland, Granger, Harvey, Hawes, Herrington, Hite of St. Clair, Hildrup, Holles, Hollenback, Hopkins, Jackson, Johnston, Jones, Lane of Hancock, Lomax, Marsh, Massie, McPherran, Meacham, Moose, Moffett, Race, Ramey, Ray, Rice, Savage, Sheridan, Shumway, Snow, Stewart of Winnebago, Stewart of McLean, Taggart, Thornton, Truitt, Webster, Weinheimer, Westfall—50.

So the amendment was adopted.

Mr. Cronkrite submitted the following amendment :

Amend section 5, line 70, by adding after the second "and," the words "shall publish a detailed statement of."

Which was adopted.

Mr. Moose submitted the following amendment :

In section 5, line 5, strike out the word "two," and insert "three."

Mr. Thornton submitted the following as a substitute for the amendment :

Strike out the word "two," in section 5, line 5, and insert the word "three," so that it shall read "three thousand inhabitants" instead of "two thousand;" and in 11th and 13th lines, same section, strike out "two" and insert "three."

Which was not adopted.

The question then being on adopting the amendment, it was decided in the negative.

Mr. Graham moved to strike out section 4; which was agreed to.

Mr. Efner submitted the following amendment:

In line 9, section 2, after the word "voters," strike out the words "of each."

Which was not adopted:

Mr. Moore of Marshall submitted the following amendment :

Add the word "person," after the word "discreet," paragraph 7, section 5.

Which was not adopted.

Mr. Streeter submitted the following amendment:

Section 3, 14th line, after the word "or," strike out the following: "other sufficient cause," and insert the following: "for any cause, if, in the opinion of the directors, the good of the school requires it."

Mr. Harvey moved to strike the enacting clause out of the bill.

Mr. Lietze moved to lay the bill on the table.

On motion of Mr. Jones,

At 12:20 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

A message from the Governor, by his Private Secretary :

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,  
SPRINGFIELD, January 20, 1874.

*To the General Assembly :*

I have the honor to transmit to the Senate and House of Representatives the memorial of the board of trustees of the Antietam National Cemetery, asking the State of Illinois, with other States, to commemorate the virtue and valor of the heroic dead. As a soldier, having witnessed the bravery, sufferings and death of comrades in arms, and as the Executive of a noble and patriotic State, I urge the appropriation asked in this memorial, lest it may be said Illinois is forgetful of her sons, and slow to do honor to her fallen heroes.

JOHN L. BEVERIDGE, Governor.

*To the Honorable the Senate and House of Representatives of the State of Illinois :*

GENTLEMEN : At a meeting of the board of trustees of the Antietam National Cemetery, held in Washington city, December 11, 1872, among other matters, it was resolved that Hon. Gibson L. Cranmer, Dr. S. Rutledge McNary, General George B. Wright and Thomas A. Boullt, Esq., be appointed a committee to visit the Governor and Legislature of Illinois, for the purpose of soliciting the appropriation of that State's quota for the completion of the Cemetery at Antietam, and the erection of a suitable monument to the memory of the Union dead buried in said cemetery.

In obedience to the action of the board of trustees, the undersigned ask your honorable body for such appropriation as may be consistent with the relations of the State of Illinois with this patriotic enterprise.

According to the charter of the Antietam National Cemetery, the quota of each State, having dead buried in said cemetery, was regulated according to population, as indicated by their representation in the House of Representatives of the United States. Under this arrangement the quota of the State is \$7,804 72.

In the National Cemetery at Gettysburg, Penn., the State of Illinois has but six soldiers buried, and the State has appropriated and paid to said cemetery \$11,774 84. There are, in addition to her unknown, twenty-nine known dead, buried in Antietam Cemetery.

The cemetery at Antietam when complete, with the monument, will cost less than \$100,000. It has within the enclosure 4,696 Union graves, while at Gettysburg there are but 3,564 interments, and that cemetery cost the States over \$130,000.

These facts are only stated to show the Legislature of Illinois that the greatest economy has been practiced in the management and establishment of the Antietam Cemetery, which has 1,178 more bodies than the one at Gettysburg. All parts of the work at Antietam are equal in permanence to that at Gettysburg.

It has never entered into the calculations of the board of trustees for Antietam Cemetery that the State of Illinois would hesitate to respond cheerfully and promptly to a claim like this; and the association has proceeded from the beginning on the supposition that when the real state of the case should be understood, Illinois would be among the first of the States having dead buried at Antietam to grant her fair proportion in aid of an enterprise that so loudly challenges the pride and patriotism of the States.

The association still rely on the honor and patriotism of the Senators and Representatives of the State of Illinois, and indulge the confident hope that without any further delay the appropriation of \$7,804 72 will be made to the cemetery at Antietam.

All the States interested have promptly responded in payment of their respective shares or quotas, except the States of Delaware and Illinois, and the undersigned, the committee, to whom this special matter has been committed, believe that it is only necessary that these facts be known to insure an immediate appropriation, through which all existing liabilities will be fully paid, and the association relieved from all further embarrassment in this regard.

We expect on the 12th anniversary, 17th September next, to complete the great work by the erection of a monument commemorative of the great events which transpired on the ever-memorable battle field of Antietam, and also as a testimonial to the memory of the heroic dead whose remains there repose.

Very respectfully,

GIBSON L. CRANMER, of Wheeling, W. Virginia.  
S. RUTLEDGE McNARY, of Hartford, Connecticut.  
GEORGE B. WRIGHT, of Columbus, Ohio.  
THOS. A. BOULLT, of Hagerstown, Maryland.

The House resumed the unfinished business of this morning, being the consideration of the motion to lay House bill, No. 435, on the table.

Mr. Lietze (by consent) withdrew his motion to lay the bill on the table.

On motion of Mr. Hart,

The previous question was ordered.

The question being on the motion to strike the enacting clause out of House bill, No. 435, it was decided in the negative, yeas 62, nays 62—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Bellow, Barkley, Bocock, Bradwell, Casey, Cassidy, Carpenter, Chambers, Connolly, Crawford, Davis, Dement, Dewey, Dolan, Dunham, Ewing, Ferrier, Freeman, Granger, Grant, Grey, Gridley, Griffith, Harvey, Hite of St. Clair, Hoiles, Hollenback, Hopkins, Jaques, Johnston, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Lietze, McGee, Moore of Marshall, Moose, Moffett, Oberly, Oleson, Plowman, Pollock, Pyatt, Race, Ramey, Ray, Rice, Savage, Scanlan, Shumway, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Taggart, Thornton, Washburn, Webster, Wood, Wymore, Mr. Speaker—82.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of La Salle, Blakely, Bryant, Bullard, Cronkrite, Darnell, Dresser, Efner, Flanders, Forth, Gordon, Graham, Halpin, Hart, Hawes, Henry, Herrington, Hite of Madison, Hildrup, Jackson, Jessup, Jones, Kase, Lomax, Loomis, Marsh, Massie, McAdams, McDonald, McPherran, Mescham, Middlecott, Mitchell, Moore of Adams, Morrison, Neville, Oakwood, Orendorff, Peltzer, Pinnell, Quinn, Rogers, Rountree, Scott, Shaw, Sheridan, Soule, Starr, Streeter, Stroud, Thomas, Truitt, Virden, Walker, Warner, Weinheimer, Westfall—82.

So the motion to strike out the enacting clause was not agreed to.

On motion of Mr. Sherman,

The bill and pending amendment were recommitted to the committee on education.

By consent, the Governor's message, submitting a communication in relation to the "Antietam National Cemetery," was taken up.

Mr. Sherman moved to refer the message and communication to the committee on militia; which was agreed to.

Mr. Hawes (by consent), from the committee on county and township organization, submitted the following report:

*To the Honorable the House of Representatives:*

GENTLEMEN: Your committee on county and township organization, to whom was referred House bill, No. 653, for "An act to revise the law in relation to township organization," have had the same under consideration, have amended the same and instructed me to report the same to the House, and recommend that it do pass, as amended.

The report of the committee was concurred in, and the bill temporarily laid on the table.

The House took up the special order for this hour, being the consideration of House bill, No. 397, for "An act concerning county superintendents of schools."

Mr. Sherman moved to refer the bill to the committee on education; which was not agreed to.

The bill was then read a second time.

Mr. . . . . moved to lay the bill on the table; which was agreed to, yeas 92, nays 28—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Blakely, Bocock, Branson, Bryant, Casey, Cassidy, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dresser, Dunham, Efner, Ferrier, Forth, Freeman, Gordon, Graham, Grant, Grey, Gridley, Griffith, Hart, Harvey, Henry, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Jaques, Jackson, Jessup, Jones, Kase, Lane of DeWitt, Lemma, Lewis, Lomax, Loomis, Marsh, McAdams, McDonald, McGee, McPherran, Mescham, Moore of Marshall, Moore of Adams, Morrison, Moffett, Neville, Oakwood, Oberly, Oleson, Pinnell, Plowman, Pollock, Pyatt, Quinn, Ramey, Rogers, Savage, Scott, Sheridan, Sherman, Shumway, Smith, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Thomas, Thornton, Virden, Washburn, Webster, Wood, Wymore, Mr. Speaker—92.

Those voting in the negative are,

Messrs. Bellow, Bradwell, Bullard, Connolly, Ewing, Freeland, Granger, Halpin, Hawes, Hildrup, Hoiles, Johnston, Lane of Hancock, Massie, Middlecott, Moose, Peltzer, Race, Ray, Rountree, Shaw, Snow, Starr, Truitt, Walker, Warner, Weinheimer, Westfall—82.

So the motion to lay on the table was agreed to.

The special order for this hour, being the consideration of House bill, No. 571, for "An act to enable district school organizations created by special or private laws, to discontinue such organization and return to organization under the general school laws of the State,"

Was taken up, and the bill read a second time and ordered engrossed for a third reading.

The special order for this hour, being the consideration of House bill, No. 396, for "An act to secure to children elementary instruction,"

Was taken up, and the bill read a third time.

The bill and all amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 88, nays 43.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Ballow, Barkley, Bocock, Booth, Bradwell, Branson, Bullard, Cassidy, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Davis, Dewey, Ewing, Ferrier, Freeland, Freeman, Gordon, Granger, Griffith, Hart, Harvey, Hawes, Henry, Herrington, Hite of Madison, Hite of St. Clair, Hildrup, Holles, Hollenback, Hopkins, Jaquess, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Lietze, Lomax, Marsh, Massie, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moose, Moffett, Oakwood, Oleson, Orendorff, Peltzer, Pinnell, Pollock, Pyatt, Race, Ray, Rice, Rountree, Savage, Shaw, Sheridan, Shumway, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Truitt, Virden, Warner, Washburn, Wayman, Webster, Weinheimer, Westfall, Wood, Mr. Speaker—88.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Blakely, Bryant, Casey, Connolly, Darnell, Dement, Dolan, Dresser, Dunham, Efner, Flanders, Forth, Graham, Grant, Grey, Gridley, Halpin, Jackson, Jessup, Lemma, Loomis, McAdams, McDonald, McGee, Moore of Adams, Morrison, Neville, Nulton, Oberly, Plowman, Quinn, Rogers, Scanlan, Scott, Sherman, Streeter, Thomas, Thornton, Walker, Wymore—43.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

Mr. Jones moved to reconsider the vote by which the bill was passed.

Mr. Cassidy moved to lay the motion to reconsider on the table; which was agreed to, yeas 87, nays 39—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Ballow, Barkley, Bocock, Booth, Bradwell, Branson, Bullard, Cassidy, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Davis, Dewey, Ewing, Ferrier, Flanders, Freeland, Freeman, Gordon, Granger, Grant, Halpin, Hart, Harvey, Hawes, Henry, Hite of Madison, Hite of St. Clair, Hildrup, Holles, Hollenback, Hopkins, Jaquess, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Lomax, Marsh, Massie, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moose, Moffett, Oakwood, Oleson, Orendorff, Peltzer, Pinnell, Pollock, Pyatt, Race, Ramey, Ray, Rice, Rountree, Savage, Shaw, Sherman, Shumway, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Truitt, Virden, Washburn, Wayman, Webster, Weinheimer, Westfall, Wood, Mr. Speaker—87.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Blakely, Bryant, Casey, Connolly, Darnell, Dement, Dolan, Dresser, Dunham, Efner, Forth, Graham, Grey, Gridley, Griffith, Jackson, Lemma, Lietze, Loomis, McAdams, McDonald, McGee, Moore of Adams, Morrison, Neville, Nulton, Oberly, Quinn, Rogers, Scott, Sheridan, Streeter, Thomas, Thornton, Walker, Wymore—39.

So the motion to reconsider was laid on the table.

Mr. Moore of Marshall, from committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on January 20, 1874:

House bill, No. 422, for "An act to provide for the compilation of an annual statistical report of all taxes levied and indebtedness incurred by authorities in this State; also the amount and description of all property exempt from taxation, and to obtain uniformity in the same."

House bill, No. 364, for "An act to amend section 26 of an act entitled 'an act in regard to practice in courts of record,' in force July 1, 1872."

House bill, No. 310, for "An act to provide for the sale of unclaimed property by common carriers, warehousemen and innkeepers."

House bill, No. 515, for "An act to amend an act entitled 'an act in relation to the penitentiary at Joliet, to be entitled an act to provide for the management of the Illinois State Penitentiary at Joliet,' approved June 16, 1871."

House bill, No. 522, for "An act to repeal an act entitled 'an act to establish a board of fire engineers, and to reorganize the fire department in the city of Quincy,' approved February 16, 1865," and "An act entitled an act to amend an act entitled 'an act to establish a board of fire engineers, and to reorganize the fire department in the city of Quincy, Illinois,' approved February 18, 1867."

House bill, No. 652, for "An act to revise the law in relation to the State Library."

House bill, No. 537, for "An act to repeal an act entitled 'an act to attach a portion of town 19 north, range 12 west, to town 18 north, range 12 west, in Vermilion county, State of Illinois,' approved February 21, 1859."

House bill, No. 594, for "An act to amend an act entitled 'an act to provide for the incorporation of cities and villages.'"

House bill, No. 424, for "An act to provide for the levy and collection of certain State taxes due in Cook county, on the assessment of 1867."

Mr. Jones, from the committee on contingent expenses, submitted the following report:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

Your committee on contingent expenses, to whom was referred House bill, No. 558, a bill in regard to the claims of P. W. Harts, for stationery, etc., purchased for the State by ex Secretary Edward Rummel, would beg leave to respectfully report that they have examined the bill of P. W. Harts, with the evidence taken before the committee, and from the loose manner in which the bill was contracted by the Secretary of the State, by allowing porters, messengers, etc., to get goods without any written orders or stipulated prices, and while we have no reason to doubt but that the State has received the articles, still Mr. Harts could have charged any price or article without hardly a chance of detection, and as some of the articles seem to be marked a good round retail price; therefore, we have decided to deduct from the face of the bill the sum of nine hundred and forty-three dollars and ninety cents, which, with the interest on said bill for over two and one-half years, amounting to over eight hundred dollars, makes a total deduction of seventeen hundred and forty-three dollars and ninety cents.

Your committee have come to this conclusion, believing that it will be better for the State of Illinois, and for Mr. Harts to settle on this basis as a compromise, and would therefore recommend the following amendment to the bill:

Strike out of lines two (2) and three (3) in section 1. the words "nine hundred and forty-three and ninety cents," and would recommend that the bill, as amended, do pass.

A. M. JONES,

*Chm. Com. on Cont'gt Exp.*

The report of the committee was received.



Mr. Dunham moved to postpone the further consideration of the bill and amendment for one week.

On motion of Mr. Hart,

The previous question was ordered.

The question being on adopting the motion to postpone the further consideration of the bill and amendment for one week, it was decided in the negative.

On motion of Mr. Hart,

The previous question was ordered.

The question being on the adoption of the amendment submitted by the committee, it was decided in the affirmative, yeas 79, nays 45—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Barkley, Bocock, Booth, Bradwell, Branson, Bullard, Cassidy, Carpenter, Chambers, Connolly, Crawford, Cronkrite, Davis, Dewey, Dolan, Dresser, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hart, Henry, Hite of St. Clair, Hildrup, Holles, Hollenback, Hopkins, Jaquess, Jones, Lomax, Massie, McAdams, McPherran, Middlecoff, Mitchell, Moore of Adams, Morrison, Moffett, Nulton, Oakwood, Oberly, Orendorff, Peltzer, Plowman, Pollock, Ray, Rice, Rountree, Savage, Scanlan, Shaw, Sheridan, Smith, Snow, Soule, Starr, Stewart of McLean, Stroud, Taggart, Truitt, Virden, Warner, Washburn, Wayman, Webster, Weinheimer, Westfall, Wood, Mr. Speaker—79.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Ballow, Blakely, Bryant, Casey, Collins, Crosby, Darnell, Dement, Dunham, Forth, Grey, Halpin, Harvey, Hawes, Herington, Hite of Madison, Inscore, Jackson, Jessup, Johnston, Kase, Lane of Hancock, Lemma, Lietze, Loomis, Marsh, McDonald, McGee, Moore of Marshall, Moose, Neville, Pinnell, Quinn, Ramey, Rogers, Scott, Sherman, Shumway, Stewart of Winnebago, Streeter, Thomas, Thornton, Wymore—45.

So the amendment was adopted.

The bill was then ordered engrossed for a third reading.

The Speaker laid before the House the following communication from the Auditor; which was ordered printed :

STATE OF ILLINOIS, AUDITOR'S OFFICE,  
SPRINGFIELD, *January 19, 1874.*

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

SIR—In compliance with the following resolution, adopted by the House on the 15th instant—

*Resolved*, That the Auditor be instructed to furnish this House with an itemized tabular statement, showing the equalized assessment for each county in the State, for the year 1872, and also the same statement for the year 1873, under the new law; and also the rate per cent. levied for State revenue purposes, for each year respectively.

—I have the honor to transmit, herewith, statement showing the equalized assessment for each county in the State, for the years 1872 and 1873.

The total equalized valuation of taxable property in the State, as shown by assessment for the year 1872, was \$510,886,683, and the State tax levied on said assessment was 75 cents on each \$100 valuation of property, as follows :

For revenue purposes.....	35	3-10ths cents on each \$100.
For interest purposes.....	4	7-10ths .. .. .
For support of common schools .....	20	.. .. .
For canal redemption fund.....	15	.. .. .

The total assessed and equalized valuation of taxable property in the State, as shown by assessment for the year 1873, was \$1,341,361,842, and the State tax levied thereon was 36 cents on each \$100 valuation, as follows :

For revenue purposes.....	27	cents on each \$100.
For State school purposes.....	9	.. .. .

Yours, truly,

C. E. LIPPINCOTT,  
*Auditor P. A.*

*Statement showing the equalized assessment for each county in the State of Illinois, for the years 1872 and 1873.*

COUNTIES	Valuation for 1872 of all tax- able property, as equalized by the State Board of Equalization.	Valuation for 1873 of all tax- able property, as equalized or assessed by State Board of Equalization.
City of Quincy .....	\$5,540,028	\$85,272
Adams .....	6,649,351	18,347,752
Alexander .....	1,575,073	3,321,047
Bond .....	2,319,206	5,903,041
Boone .....	2,381,967	6,269,751
Brown .....	1,605,955	4,719,545
Bureau .....	7,066,337	19,219,442
Calhoun .....	740,553	1,356,514
Carroll .....	2,891,537	7,299,205
Cass .....	2,736,534	7,365,621
Champaign .....	7,713,020	20,921,837
Christian .....	4,967,238	12,817,700
Clark .....	2,744,364	6,074,642
Clay .....	2,253,831	5,379,410
Clinton .....	2,864,813	7,017,753
Coles .....	4,368,013	10,722,911
Cook .....	93,842,799	306,208,667
Crawford .....	1,696,249	3,686,405
Cumberland .....	1,610,198	3,733,620
De Kalb .....	4,522,912	13,960,530
De Witt .....	2,899,737	7,755,132
Douglas .....	2,723,794	7,093,935
Du Page .....	3,287,771	9,976,127
Edgar .....	4,679,694	10,712,172
Edwards .....	1,216,788	2,992,722
Effingham .....	2,322,689	5,014,241
Fayette .....	3,031,494	7,811,711
Ford .....	2,444,904	7,148,571
Franklin .....	1,178,294	1,861,746
Fulton .....	6,850,240	19,141,214
Gallatin .....	1,636,822	2,820,858
Greene .....	3,830,603	8,734,416
Grundy .....	2,865,798	7,955,405
Hamilton .....	1,511,411	2,808,343
Hancock .....	6,539,143	16,407,180
Hardin .....	462,271	1,549,537
Henderson .....	3,032,377	6,367,002
Henry .....	7,323,631	17,367,373
Iroquois .....	5,772,035	14,971,570
Jackson .....	3,306,552	6,991,434
Jasper .....	1,462,180	3,463,869
Jefferson .....	2,649,417	4,073,859
Jersey .....	3,161,439	7,816,527
Jo Daviess .....	3,095,848	7,507,512
Johnson .....	805,793	2,192,398
Kane .....	8,223,241	24,212,811
Kankakee .....	3,211,699	8,487,935
Kendall .....	2,503,727	4,067,383
Knox .....	7,806,293	19,795,440
Lake .....	3,031,344	7,822,019
La Salle .....	12,869,006	36,464,291
Lawrence .....	1,783,282	3,481,264
Lee .....	4,720,912	13,627,012
Livingston .....	7,272,317	19,316,312
Logan .....	5,204,955	15,667,653
Macon .....	5,692,373	16,510,032
Macoupin .....	7,472,630	14,566,814
Madison .....	9,804,452	24,994,865
Marion .....	3,228,848	7,085,315
Marshall .....	3,118,050	8,090,091
Mason .....	3,536,938	8,623,290
Massac .....	868,307	1,581,067
McDonough .....	4,957,966	13,264,705
McHenry .....	4,514,364	11,214,079
McLean .....	13,683,075	36,525,911
Menard .....	2,450,579	6,494,000
Mercer .....	4,411,998	10,045,258
Monroe .....	1,894,320	3,846,140
Montgomery .....	4,510,641	11,439,730
Morgan .....	7,570,051	16,198,628
Moultrie .....	2,207,006	5,758,194

## Statement—Continued.

COUNTIES.	Valuation for 1873, of all taxable property, as equalized by the State Board of Equalization.	Valuation for 1873 of all taxable property, as equalized or assessed by State Board of Equalization.
Ogle.....	\$6,618,199	\$14,865,443
Peoria.....	9,472,717	23,781,251
Perry.....	2,063,253	4,791,642
Piatt.....	2,809,926	7,263,382
Pike.....	5,445,523	14,342,458
Pope.....	951,230	1,816,842
Pulaski.....	678,160	1,479,903
Putnam.....	1,173,139	3,201,824
Randolph.....	3,651,715	6,802,954
Richland.....	2,156,710	4,941,681
Rock Island.....	6,054,020	12,577,897
Saline.....	1,015,043	2,482,461
Sangamon.....	12,537,742	30,309,371
Schnyder.....	2,514,140	6,236,180
Scott.....	1,645,707	4,221,045
Shelby.....	4,605,083	11,942,458
Stark.....	2,383,359	6,016,053
St. Clair.....	11,484,592	24,718,956
Stephenson.....	5,192,744	12,786,963
Tazewell.....	6,205,653	16,998,365
Union.....	1,674,620	3,295,976
Vermilion.....	7,944,731	20,454,025
Wabash.....	1,236,517	3,035,245
Warren.....	4,832,566	11,200,391
Washington.....	3,121,104	5,642,970
Wayne.....	2,318,111	4,921,070
White.....	2,131,195	4,668,731
Whiteside.....	5,565,568	15,192,293
Will.....	7,700,099	24,810,823
Williamson.....	1,058,592	2,624,838
Winnebago.....	6,046,224	14,470,442
Woodford.....	3,689,954	10,315,605
Total.....	\$510,886,683	\$1,341,361,842

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that the bill of the following title has been correctly enrolled on the 20th day of January, 1874:

Senate bill, No. 254, for "An act to amend section five of an act entitled 'an act in regard to evidence and depositions in civil cases,' approved March 29, 1872.

Mr. Moore of Marshall, from the joint committee on enrolled bills, reports having laid before the Governor, the 20th day of January, A. D. 1874, enrolled bill of the following title, to-wit:

Senate bill, No. 254, for "An act to amend section five of an act entitled 'an act in regard to evidence and depositions in civil cases,' approved March 29, 1872."

On motion of Mr. Rountree, it was

*Resolved*, That the committee on judiciary be and they are hereby instructed to examine and report to this House if the 182d section of the general revenue law requires any amendments in order to enable judgments to be rendered for delinquent taxes and delinquent lands to be sold thereunder.

Mr. Kase (by consent) introduced House bill, No. 739, for "An act to provide for the better education of the colored children in the State of Illinois."

Which was referred to the committee on education.

On motion of Mr. Dewey,

At 4:55 o'clock P. M., the House adjourned to 10 o'clock A. M. tomorrow.

WEDNESDAY, JANUARY 21, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Shaw.

The journal of yesterday was being read, when,

On motion of Mr. Ray,

The further reading of the same was dispensed with.

Mr. Anderson submitted the following resolution :

*Resolved*, That the committees on railroads, roads and bridges, miscellaneous subjects, and federal relations, be allowed jointly the services of a clerk.

Which was referred to the committee on contingent expenses.

Mr. Johnston (by consent) submitted the following resolution :

*Resolved*, That the committees of the House to which have been referred bills on revision report the same back to the House as soon as possible, consistent with due and proper investigation, and in committee work they give said bills precedence over all other business.

Which was adopted.

On motion of Mr. Collins,

The rules were suspended to receive the following resolution :

*WHEREAS*, The financial condition of the country is such as to demand the strictest economy in all departments of the government; therefore, be it

*Resolved by the House of Representatives of the State of Illinois*, That the judiciary committee thereof be and are hereby instructed to inquire into the expediency and utility of consolidating the three grand divisions of the Supreme Court of the State into one, with its location at the capital of the State, and report by bill or otherwise without delay.

Mr. Hoiles moved to lay the resolution on the table; which was not agreed to, yeas 30, nays 88—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of Grundy, Armstrong of La Salle, Blakely, Booth, Casey, Crawford, Cronkrite, Crosby, Dewey, Dolan, Ferrier, Forth, Hart, Harvey, Herrington, Hoiles, Hollenback, Jaques, Jessup, Johnston, Lietze, Loomis, McGee, Moffett, Quinn, Ray, Soule, Walker, Wood—30.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Ballow, Barkley, Bocock, Bradwell, Branson, Bryant, Bullard, Cassidy, Carpenter, Collins, Connolly, Cullerton, Darnell, Dement, Dresser, Dunham, Easley, Ewing, Flanders, Freeman, Golden, Graham, Granger, Grant, Grey, Gridley, Griffith, Henry, Herting, Hite of Madison, Hite of St. Clair, Hildrup, Hopkins, Jackson, Jones, Kase, Lane of Hancock, Lane of De Witt, Lewis, Lomax, Marsh, Massie, McDonald, McLaughlin, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Mulvane, Neville, Nulton, Oakwood, Oleason, Peltzer, Pinnell, Pyatt, Race, Ramey, Rankin, Rogers, Rountree, Scanlan, Scott, Shaw, Sheridan, Smith, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Virden, Warner, Washburn, Wayman, Webber, Webster, Westfall, Mr. Speaker—88.

So the motion to lay on the table was not agreed to.

Mr. Anderson moved to indefinitely postpone the consideration of the resolution; which was not agreed to.

On motion of Mr. Hite of St. Clair,

The previous question was ordered.

The question then being on the adoption of the resolution, it was decided in the affirmative, yeas 96, nays 29—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Ballow, Bishop of McHenry, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Cassidy, Carpenter, Chambers, Collins, Connolly, Crawford, Crosby, Cullerton, Darnell, Davis, Dewey, Dresser, Dunham, Easley, Ewing, Flanders, Freeman, Golden, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Henry, Herting, Hite of Madison, Hite of St. Clair, Hildrup, Hopkins, Jackson, Johnston, Kase, Lane of Hancock, Lane of De Witt, Lewis, Lomax, Massie, McDonald, McLaughlin, McPherran, Moore of Marshall, Moose, Morrison, Moffett, Mulvane, Neville, Nulton, Oakwood, Oberly, Oleason, Orendorff, Peltzer, Pinnell, Ploverman, Pyatt, Race, Ramey, Rankin, Ray, Rice, Rogers, Rountree, Savage, Scott, Shaw, Sheridan, Shumway, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Thomas, Thornton, Truitt, Virden, Warner, Washburn, Wayman, Webber, Weinheimer, Westfall, Wynore, Mr. Speaker—96.

Those voting in the negative are,

Messrs. Anderson, Armstrong of Grundy, Armstrong of La Salle, Barkley, Blakely, Casey, Cronkite, Dement, Dolan, Ferriter, Forth, Hart, Harvey, Herrington, Holles, Hollenback, Inacore, Jaquess, Jessup, Jones, Lemma, Loomis, Pollock, Quinn, Ray, Smith, Soule, Walker, Wood—29.

So the resolution was adopted.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 438, for "An act to repeal an act entitled 'an act to provide for the election of additional supervisors in the county therein named.'"

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Jones (by consent), from the committee on contingent expenses, submitted the following report:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

Your committee on contingent expenses, to whom was referred the report in regard to expenses of railroad and warehouse commission, since first of May, 1873, would beg leave to respectfully report that they appointed the Hon. G. M. Hollenback a sub-committee to examine vouchers, etc., who found said vouchers correct, with exception of three dollars for a book, which book, however, showed for itself. The report of said sub-committee being submitted herewith, marked "A."

Your committee would further report that they find an additional expense of eight thousand ninety-nine and nine-hundredths (\$8,099 09) dollars, as per bill and statement furnished by A. McLaughlin, Secretary of Board, as follows, to-wit:

Blank reports, circulars, etc.....	\$1,307 61
For publishing schedules, paper, etc.....	6,891 48
Estimated salary of three commissioners, from May 1, 1873, to January 30, 1874, at \$3,500 each, per annum.....	7,563 39

Expenses not reported—total.....	\$15,682 48
Expenses reported by Railroad and Warehouse Commission.....	6,324 12

Making total expense of.....\$22,006 54

And your committee would further report that there is a liability on the part of the State, for the four attorneys retained as per the report of said board, in suits against the Northwestern and Illinois Central Railroads, the amount of which fees have not yet been ascertained, and your committee cannot but think that it would have been more satisfactory to the people if there had been some agreement that counsel's fees should not exceed a certain sum. The Secretary of the Board further stated that there had been quite an expense in the grain and warehouse department by employing counsel, board, etc., but that said expenses had been settled by the Grain Inspector, and that he, the Secretary of Board, had no account of said expense in his office.

A. M. JONES,

*Chm. Com. on Con. Ex.*

Which was concurred in.

Mr. Bradwell, from the committee on judiciary, to which was referred House bill, No. 733, for "An act to repeal an act entitled 'Police Magistrates,' approved February 27, 1854, and all acts amendatory thereof," reported the same back, and submitted as a substitute therefor: House bill, No. 740, for "An act concerning police magistrates," and recommended that the bill be laid on the table, and the substitute be passed.

The report of the committee was concurred in, the bill laid on the table, and the substitute read a first time.

On motion of Mr. Shaw,

The substitute was recommitted to the committee on judiciary.

Mr. Bradwell (by consent), from the committee on judiciary, submitted the following report :

*To the Speaker of the House of Representatives :*

The judiciary committee, to whom was referred House bill, No. 53, for "An act in relation to courts of record in cities," having considered the same, report the bill back to the House, with the following substitute therefor : House bill, No. 741, for "An act in relation to courts of record in cities," and recommend that the substitute be passed, and the original bill be laid upon the table.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time and ordered to a second reading.

Mr. Bradwell (by consent), from the committee on judiciary, to which was referred House bill, No. 632, for "An act to amend section two (2), of an act entitled 'an act concerning masters-in-chancery,' in force July 1, 1872," reported the same back, and recommended that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Bradwell (by consent), from the committee on judiciary, to which was referred House bill, No. 625, for "An act to amend an act entitled 'an act in regard to the administration of estates,' in force July 1, 1872," reported the same back, and recommended that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Bradwell (by consent), from the committee on judiciary, to which was referred Senate bill, No. 298, for "An act to prevent the reversal of judgments in debt and assumpsit for mere error in form," reported the same back, and recommended that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Bradwell (by consent), from the committee on judiciary, to which was referred House bill, No. 658, for "An act to amend section three (3), of an act entitled 'an act in regard to practice in courts of record,'" reported the same back, and submitted as a substitute therefor, House bill, No. 742, for "An act to amend section three (3), of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872, in force July 1, 1872," and recommended that the substitute be passed, and the original bill be laid on the table.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time, and ordered to a second reading.

Mr. Bradwell (by consent), from the committee on judiciary, to which was referred House bill, No. 640, for "An act to revise the law in relation to escheats," reported the same back, and recommended that the bill do not pass.

The report of the committee was not concurred in, and the bill read a second time.

Mr. Bradwell (by consent), from the committee on judiciary, to which was referred House bill, No. 685, for "An act to revise the law in relation to escheats," reported the same back, and recommended that the bill, as amended, be passed.

The report of the committee was concurred in, and the bill read a second time.

Mr. Bradwell (by consent), from the committee on judiciary, to which was referred House bill, No. 735, for "An act to amend section forty, of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, the bill read a first time and ordered to a second reading.

Mr. Bradwell (by consent), from the committee on judiciary, to which was referred Senate bill, No. 256, for "An act to amend section 51, of an act entitled 'an act in regard to practice in courts of record,'" reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, the bill read a second time, and ordered to a third reading.

Mr. Barkley (by consent), from the committee on penitentiary, to which was referred House bill, No. 550, for "An act to amend section 3 of an act entitled 'an act to provide for the management of the Illinois Penitentiary at Joliet,' approved June 16, 1871," reported the same back, and submitted as a substitute therefor, House bill, No. 743, for "An act entitled 'an act to secure to clergymen of all denominations free access to the Penitentiary at Joliet, and all other penal, reformatory and charitable institutions in the State of Illinois,'" and recommended that the substitute be passed, and that the original bill be laid on the table.

The report of the committee was concurred in, the bill laid on the table, and the substitute read a first time.

Mr. Race moved to lay the substitute on the table; which was not agreed to, yeas 9, nays 113—the yeas and nays being demanded by five members.

Those voting the affirmative are,

Messrs. Crawford, Gray, Jones, Moore of Marshall, Race, Scott, Snow, Stroud, Washburn—9.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocoek, Booth, Bradwell, Bryant, Bullard, Casey, Cassidy, Chambers, Collins, Connolly, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dresser, Dunham, Easley, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hart, Harvey, Heury, Hildrup, Holles, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Jessup, Johnston, Kase, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Lietze, Lomax, Loomis, Marsh, Maessie, McAdams, McDonald, McLaughlin, McPherran, Middlecoff, Moore of Adams, Moose, Morrison, Moffatt, Neville, Oberly, Oleson, Orendorf, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Quinn, Ramey, Rankin, Rice, Rogers, Rountree, Savage, Scanlan, Shaw, Sheridan, Sherman, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Truitt, Virden, Walker, Warner, Wayman, Webber, Webster, Weinheimer, Wood, Wynore, Mr. Speaker—113.

So the motion to lay on the table was not agreed to.

The bill was then ordered to a second reading.

Mr. Rogers (by consent) presented a communication from S. H. West, in relation to school sections; which was referred to the committee on education.

Mr. Gridley (by consent) introduced House bill, No. 744, for "An act designed to diminish the number of dogs, for the protection of persons and property."

Which was referred to the committee on agriculture.

On motion of Mr. Starr,

House bill, No. 713, for "An act to amend an act entitled 'insurance,' approved March 11, A. D. 1869,"

Was taken up, read a second time, and ordered engrossed for a third reading.

Mr. McPherran (by consent) introduced House bill, No. 745, for "An act to authorize the appointment of policemen for public cemeteries and to define their powers and duties."

Which was referred to the committee on judicial department.

Mr. McPherran (by consent) introduced House bill, No. 746, for "An act to define and punish the offense of committing depredations in cemeteries."

Which was referred to the committee on judicial department.

Mr. McPherran (by consent) presented a petition from citizens of Whiteside county, relating to railroad signals.

Which was referred to the committee on railroads.

Mr. McAdams (by consent) introduced House bill, No. 747, for "An act to abolish the office of county superintendent of schools, and to provide for the organization of county boards of education."

Which was referred to the committee on education.

Mr. Lewis (by consent) introduced House bill, No. 748, for "An act to facilitate the making of bills of exceptions in the circuit courts, and to perpetuate testimony."

Which was referred to the committee on judiciary.

The special order for this hour, being the consideration of Senate bill, No. 165, for "An act for making an appropriation to pay Robert Tillson & Co. ten thousand dollars, in full for their demand against the State," was taken up, and the bill read a third time.

On motion of Mr. Ferrier,

The previous question was ordered.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 93, nays 38.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Ballow, Bishop of McHenry, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Crawford, Darnell, Davis, Dement, Dresser, Dunham, Kasey, Ferrier, Flanders, Freeland, Golden, Grant, Grey, Gridley, Griffith, Halpin, Harvey, Hay, Harting, Hite of Madison, Hite of St. Clair, Holles, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Jessup, Johnston, Kase, Lane of Hancock, Lane of DeWitt, Lemma, Lomax, Loomis, Marsh, Massie, McDonald, McGee, McLaughlin, McPherran, Middlecoff, Moore of Adams, Moose, Moffett, Neville, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pinnell, Pollock, Pyatt, Quinn, Ramey, Rice, Rogers, Rountree, Savage, Scanlan, Scott, Sheridan, Sherman, Shumway, Smith, Snow, Starr, Stewart of McLean, Streeter, Taggart, Truitt, Walker, Warner, Washburn, Wayman, Webber, Webster, Westfall, Wood, Mr. Speaker—93.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Blakely, Cassidy, Carpenter, Chambers, Collins, Connolly, Cronkrite, Crosby, Cullerton, Dewey, Dolan, Efner, Ewing, Forth, Freeman, Graham, Granger, Hart, Henry, Hildrup, Jones, Lewis, Lietze, Moore of Marshall, Morrison, Plowman, Race, Rankin, Shaw, Soule, Stewart of Winnebago, Stroud, Thomas, Thornton, Virden, Wymore—38.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

A message from the Governor, by Philo J. Beveridge, Private Sec'y:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz:

Senate bill, No. 254, for "An act to amend section 5 of an act entitled 'an act in regard to evidence and depositions in civil cases,' approved March 29, 1872."

On motion of Mr. Race,

At 12:30 o'clock P. M., the House adjourned to 2:30 o'clock P. M.



TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Warner moved to reconsider the vote by which Senate bill, No. 165, for "An act for making an appropriation to pay Robert Tillson & Co. ten thousand dollars, in full for their demand against the State," was passed.

Mr. Moore of Adams moved to lay the motion to reconsider on the table; which was agreed to, yeas 78, nays 51—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Ballow, Bishop of McHenry, Boocock, Booth, Bradwell, Bryant, Casey, Crawford, Darnell, Davis, Dement, Dresser, Dunham, Easley, Ferrier, Freedland, Golden, Grant, Grey, Gridley, Griffith, Halpin, Harvey, Herting, Hite of Madison, Hite of St. Clair, Hollenbeck, Hopkins, Jaquess, Jessup, Johnston, Kase, Lane of Hancock, Lane of DeWitt, Lemma, Lomax, Marsh, Massie, McAdams, McDonald, McLaughlin, McPherran, Middlecoff, Moore of Adams, Neville, Oakwood, Oberly, Olsson, Orendorff, Peltzer, Pinnell, Pollock, Pyatt, Quinn, Race, Ramey, Ray, Rogers, Rountree, Savage, Scanlan, Sherman, Shunway, Smith, Snow, Stewart of McLean, Streeter, Taggart, Walker, Washburn, Wayman, Webber, Webster, Weinheimer, Westfall, Wood—78.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of LaSalle, Barkley, Blakely, Caesedy, Carpenter, Chambers, Collins, Connolly, Cronkrite, Crosby, Cullerton, Dewey, Dolan, Dolton, Efner, Ewing, Flanders, Forth, Freeman, Gordon, Graham, Granger, Hart, Henry, Hildrup, Hoiles, Jackson, Jones, Lewis, Lietze, Moore of Marshall, Morrison, Mulvane, Nulton, Plowman, Rankin, Scott, Shaw, Soule, Starr, Stewart of Winnebago, Stroud, Thomas, Thornton, Truitt, Virden, Warner, Wymore, Mr. Speaker—51.

So the motion to lay on the table was agreed to.

The special order for this hour being the consideration of House bill, No. 138, for "An act to define contempts of court and prescribe the punishment therefor," was taken up and the bill read a second time.

Mr. Dunham submitted the following amendment:

Strike out all after the enacting clause and insert the following:

"That the several courts of record in this State may issue attachments in all cases of contempts of court and inflict punishments therefor by fine or imprisonment or both; but, except as hereinafter provided, the fine shall not exceed the sum of one thousand dollars (\$1,000) nor the imprisonment exceed the term of thirty (30) days.

"§ 2. If the contempt consists in an omission to perform an act which it is yet in the power of the person to perform, he may be imprisoned until he performs it; if it consists in the performance of a forbidden act he may be imprisoned until the act is rectified by placing matters and persons in *statu quo*, or by the payment of damages."

Mr. Harvey moved to lay the bill and amendments on the table; which was not agreed to.

The Speaker laid before the House the following communication from the Governor:

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,  
SPRINGFIELD, January 21, 1874.

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

Sir: I have the honor to transmit herewith a copy of a communication received this day from the Hon. E. C. Wines, Secretary of the National Prison Association, and to request that you cause the same to be submitted to the House of Representatives.

Yours, very respectfully,

JOHN L. BEVERIDGE.

SPRINGFIELD, ILL., *January 21, 1874.*

TO THE HON. J. L. BEVERIDGE, *Governor* :

I have the honor to acknowledge the receipt of a communication from yourself, enclosing a copy of a joint resolution of the General Assembly, requesting me to address the members of the Assembly in the Hall of Representatives this evening, at half-past seven o'clock.

Will you convey to that honorable body my acceptance of this very flattering request, and my appreciation of the honor done me in making it. It will afford me great pleasure to speak, as asked, on Prison Discipline and Reform, a subject now attracting increased attention, not only in this country but also in Europe, on account of its intimate connection with the problem of civil government.

In acknowledgment of this courtesy I desire also to extend to the members of the Assembly and to your Excellency a cordial invitation to attend the Third Annual Prison Reform Congress of the United States, to be held in St. Louis, commencing on Wednesday evening, the 13th of May next.

The opening address will be delivered on that evening by the Hon. Horatio Seymour, of New York, President of the National Prison Association, who will preside over the sessions of the body, which will continue during the week.

I have the honor to subscribe myself, with sentiments of the highest personal esteem,

Your obedient servant,

E. C. WINES,

*Secretary National Prison Association.*

Mr. Moore of Marshall, from the joint committee on enrolled bills, begs leave to report that a bill of the following title has been correctly enrolled, on January 21, 1874:

Senate bill, No. 165, for "An act making an appropriation to pay Robert Tillson & Co. ten thousand dollars, in full for their demand against the State."

Mr. Moore of Marshall, from the joint committee on enrolled bills, reports having laid before the Governor, on January 21, A. D. 1874, an enrolled bill of the following title, to-wit:

Senate bill, No. 165, for "An act making an appropriation to pay Robert Tillson & Co. ten thousand dollars, in full of their demand against the State."

A message from the Governor, by Philo J. Beveridge, Private Sec'y:

Mr. Speaker: I am directed by the Governor to lay before the House of Representatives the following written communication:

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,  
SPRINGFIELD, *January 21, 1874.*

*To the General Assembly :*

I have the honor to lay before the House of Representatives the Second Annual Report of the Board of Inspectors of the House of Correction of the city of Chicago, for the year of 1872.

JOHN L. BEVERIDGE,  
*Governor.*

#### INSPECTORS' REPORT.

CHICAGO, *January 14, 1874.*

TO HIS EXCELLENCY, JOHN L. BEVERIDGE, *Governor of the State of Illinois :*

SIR: In accordance with the requirements of "An act to establish Houses of Correction, and authorize the confinement of convicted persons therein," the undersigned, Board of Inspectors of the House

of Correction of the city of Chicago, have the honor of submitting to your Excellency, this, their second annual report, including also the reports of the superintendent and of the physician of the institution to this board, which are adopted as a part of this report.

The total cash receipts for the year, as given by table in the report of the superintendent, were \$44,310 57, and the amount of accounts audited were: For general expenses, \$49,258 44; for brick yard and expenses of same, \$26,298 71; for improvements and repairs, \$6,029 36; and for works of construction, \$13,123 83. Of the expense for improvement and repairs, \$4,417 77 were properly chargeable to construction, but orders were drawn for accounts from the fund appropriated for general expenses. The real general expenses, after deducting increase of value of property on hand, as shown by inventories, and of sundries sold to the credit of the several accounts, were as follows:

Provision account.....	\$14,135 76
Bedding and clothing account.....	3,628 76
Fuel account and engineers' department.....	7,131 34
Furniture.....	1,057 43
Omnibus, barn, and forage account.....	4,656 49
Incidental expense account.....	2,005 86
Farm account.....	45 31
Dispensary account.....	353 48
Salary account.....	13,339 18
Improvement and repair account.....	1,659 09

\$48,012 70

There has been expended for construction and improvements of buildings and other work, in money, \$17,541 60, and in material and labor of prisoners the sum of \$7,691 71, and a consequent increase of the value of the property of the institution to the amount of \$25,233 31.

Among the improvements made during the year were the construction of a workshop, 50+128 feet, and two stories in height; of an addition to our barn, 30+50 feet, and two stories in height; the overhauling of our steam pipes for both prisons and the west wing, and introduction of steam pipes in the new workshop; the filling and grading of the lawn in front of our prison and residence, and the construction of bridges and roadways on same; the setting out of trees and shrubbery on the roadway and in the lawn; the painting and sanding of the fence in front of our buildings; the reconstruction of 2,000 feet of our fence around our brickyard and garden, which had been destroyed by a tornado; construction of galleries and stairways at end of the block of cells in each prison; cinderling of roadways; making receiver, etc., for our artesian well, and the construction of proper sewers leading from same to main sewer on east side of our buildings; fitting up chapel with seats, etc.; and much other work of like character, which it is not necessary to give in detail. The labor upon all this work having been done by prisoners, the gross cash outlay for it has been but small.

Tables of the receipts and expenditures, and of the prison business of the institution, as taken from the books of this office, are given in full in the report of the superintendent, and to which we beg to call your attention.

In the early part of the year this board was much embarrassed in their efforts to secure employment for our prisoners; and after having exhausted every means to induce capitalists to take hold of the labor, either at the manufacture of brick, or at any other employment, without effect, they made arrangements for the manufacture of brick on account of the institution, and have realized results much more satisfactory than they had anticipated. While the market price for that commodity averaged but a little in excess of one-half the price of the former years, and while we only employed a single yard of three machines, we were enabled to secure a net gain of more than eleven thousand dollars by the enterprise. If the city, through the honorable Board of Public Works, will purchase all sewer brick which we can manufacture, our income will abundantly show the wisdom of the purchase.

The selection of an industry at which our men can be employed in work shops has proved a very difficult problem, and one which we have as yet not been able to solve. We have advertised our labor, but have received no offers which we have deemed it to the interest of the city to accept.

The navigation of our river has been partially secured by the dredging of a channel, by order of the Board of Public Works, and Steele street, from Western to California avenue, has been macadamized to a width of ten feet, much improving the roadway. The common council of the city of Chicago should make an appropriation to enlarge its width to twenty feet and to macadamize California avenue from Steele street to the House of Correction Buildings.

As the said common council has caused to be erected a small-pox hospital upon the grounds of the institution, a substantial brick fence, of sufficient height to prevent the escape of our prisoners, should be erected between it and the prison, prior to the occupancy of the hospital, and we recommend said council cause the same to be done by the honorable Board of Public Works.

The recommendation of the Superintendent, Mr. C. E. Felton, as to the construction of a wall, and of a female prison, and of clothes rooms, is fully approved by this board, and your honorable board is requested, at an early day, to make such provision for the several contemplated works as may be necessary.

The policy pursued during the former year in the management of the affairs of the prison, has been rigidly adhered to in the year just closed. Prisoners have been humanely treated, have been properly clad, and fed with sufficient food; their cells and the buildings have at all times been kept in cleanly condition; their wants and necessities have been provided for; and the mortuary list shows but three deaths during the year, in an average daily population of 51½ prisoners, or a total population of 6,445. Favoritism is not known in the administration of the Superintendent, and the rules of the institution have been complied with by both officers and inmates.

It is the wish of the board to continue the improvements which have been inaugurated as fast as they can be made with an expense principally for material; and we take the liberty of inviting the honorable common council aforesaid to assist us in all efforts which are being made by the officers of the institution to place it in the foreground in its facilities for usefulness among like institutions of the country.

All which is respectfully submitted.

H. D. COLVIN,  
Mayor.

G. HAMMOND,  
JOHN C. HAINES,  
LOUIS WAHL,  
Inspectors.

## SUPERINTENDENT'S REPORT.

## HOUSE OF CORRECTION.

CHICAGO, January 14, 1874.

To the Honorable the Board of Inspectors of the House of Correction:

GENTLEMEN: The undersigned has the honor to submit to your honorable board the following. It being his second annual report as Superintendent of the House of Correction, and for the year ending December 31, 1873.

In making such report he has confined himself, principally, to the presentation of such statistical facts as are shown by the books of the office, and of a financial exhibit of its receipts and expenditures, and has only briefly touched upon the several subjects which more specifically seem to present themselves, or which require your inquiry.

The following tables give a statement of the prisoners, offenses for which convicted, their terms of sentence, from what source received, how released, how many times imprisoned, ages of prisoners, their color, social relations, nativity, nativity of their parents, occupation, and a statement of rations delivered to prisoners during the year; also, a statement showing at what industries prisoners have been employed:

## STATEMENT OF PRISONERS.

Received and discharged.	Males.	Females.	Total.
In prison January 1, 1873.....	385	196	511
Received January 1 to December 31, 1873, inclusive.....	4,536	1,398	5,934
Total during the year.....	4,921	1,524	6,445
Discharged January 1 to December 31, 1873, inclusive.....	4,542	1,394	5,936
In prison December 31, 1873.....	379	130	509
Total.....	4,921	1,524	6,445

## OFFENSES FOR WHICH CONVICTED.

Violation of city ordinances:			
Breach of the peace.....		4,206	
Intoxication.....		736	
Vagrancy.....		661	
Keeping, or inmate of disorderly or gambling house.....		200	
Carrying concealed weapons.....		43	
Other miscellaneous ordinances.....		96	
			5,942
Robbery.....		1	
Burglary.....		3	
Larceny.....		97	
Driving away a horse.....		2	
(Obtaining goods by false pretenses and vagrancy.....		2	
Riot.....		9	
Murder.....		1	
Assault with intent to rob.....		1	
Assault with intent to kill.....		15	
Assault with intent to do bodily injury.....		5	
Using violence upon policemen.....		3	
Aiding prisoner to escape.....		1	
			140
			6,082

## TERMS OF SENTENCE.

Execution.	Prison-ers.	Execution.	Prison-ers.
\$2 50 each.....	5	\$22 75 each.....	2
3 50 each.....	446	31 00 each.....	1
4 50 each.....	695	31 50 each.....	19
5 50 each.....	267	36 50 each.....	2
6 50 each.....	1,067	41 50 each.....	7
7 50 each.....	1	51 50 each.....	374
8 50 each.....	142	53 00 each.....	4
9 50 each.....	1	54 00 each.....	1
11 50 each.....	927	76 50 each.....	17
16 50 each.....	331	100 00 each.....	2
21 50 each.....	76	101 50 each.....	364
23 00 each.....	1	103 00 each.....	11
26 50 each.....	1,107	106 75 each.....	1
28 00 each.....	11	201 50 each.....	1

*Terms of Sentence—Continued.*

Sentences.	Prison- ers.	Sentences.	Prison- ers.
10 days each.....	3	3 months each.....	21
15 days each.....	6	4 months each.....	10
20 days each.....	2	6 months each.....	26
30 days each.....	6	8 months each.....	5
40 days each.....	13	9 months each.....	7
45 days each.....	1	18 months each.....	2
46 days each.....	1	1 year each.....	18
50 days each.....	1	2 years each.....	1
60 days each.....	31	\$21 50 and 20 days.....	1
90 days each.....	35	101 50 and 2 months.....	1
96 days each.....	1		
120 days each.....	2		6,082
1 month each.....	5		

The offenses and terms of sentence overrun the total number of prisoners received, as frequently prisoners are committed on two or more commitments each.

## FROM WHAT SOURCES RECEIVED.

Police justices' courts of Chicago.....	5,794
Criminal court, Cook county.....	140
	5,934

## HOW RELEASED.

Paid fine to City Comptroller.....	493
Paid fine to House of Correction.....	967
Released by Mayor of City.....	582
Pardoned by Governor of State.....	16
Supercedens.....	151
Order of Criminal Court, Cook county, on habeas corpus.....	1
Expiration of sentence.....	3,777
* Death.....	3
Escaped and not recaptured.....	6
In prison Dec. 31, 1873.....	509
	6,445

\* Richard Brown, admitted Jan. 9, 1873, under execution No. 603, S. D., \$51 50 for vagrancy, died Jan. 17, of inflammation of the lungs, aged 30 years.

Albert Goldstein, admitted April 8, 1873, under execution No. 1,028, W. D., \$6 50 for breach of the peace, died April 20, of general debility, aged 21 years.

John Jordan, admitted Nov. 6, 1872, under commitment from Criminal Court, Cook county, for larceny from the person, one year, died Sept. 22, 1873, of inflammation of the brain, aged 18 years.

## HOW MANY TIMES IMPRISONED.

Claimed to be on first commitment.....	3,064
Admitted to have been previously in prison.....	2,870
	5,934

## AGES OF PRISONERS.

7 years old, each.....	2
9 years old, each.....	4
10 years old, each.....	12
11 years old, each.....	17
12 years old, each.....	64
13 years old, each.....	71
14 years old, each.....	100
15 years old, each.....	113
16 years old, each.....	173
17 years old, each.....	196
18 years old, each.....	234
19 years old, each.....	226
20 years old, each.....	178
21 years old, each.....	211
22 to 25 years old, each, inclusive.....	794
26 to 30 years old, each, inclusive.....	1,065
31 to 35 years old, each, inclusive.....	720
36 to 40 years old, each, inclusive.....	758
41 to 50 years old, each, inclusive.....	686
51 to 60 years old, each, inclusive.....	223
61 to 70 years old, each, inclusive.....	62
71 to 80 years old, each, inclusive.....	14
	5,934

## COLOR.

Whites.....	5,656
Colored.....	278
	5,934

## SOCIAL RELATIONS.

Claim to be married .....	1,946
Claim to be single .....	3,968
Have children .....	1,140
Have father and mother living .....	1,841
Have father only living .....	423
Have mother only living .....	1,040
Without parents living .....	2,630

5,934

## EDUCATION.

Claim that they can read and write .....	4,794
Can read only .....	297
Cannot read nor write .....	913

5,934

## NATIVITY.

Of prisoners.	No.	Of parents of prisoners.	No.
United States .....	2,631	United States .....	1,086
Canada .....	237	Canada .....	111
New Brunswick .....	12	New Brunswick .....	8
Newfoundland .....	2	Newfoundland .....	4
Nova Scotia .....	4	Nova Scotia .....	1
Mexico .....	1	Mexico .....	1
West Indies .....	2	West Indies .....	1
South America .....	1	South America .....	1
England .....	304	England .....	363
Scotland .....	135	Scotland .....	192
Wales .....	18	Wales .....	21
Ireland .....	1,662	Ireland .....	3,296
France .....	25	France .....	49
Spain .....	3	Spain .....	6
Italy .....	8	Italy .....	9
Corsica .....	8	Corsica .....	8
Austria .....	6	Austria .....	6
Bohemia .....	13	Bohemia .....	14
Hungary .....	1	Hungary .....	1
Germany .....	416	Germany .....	577
Holland .....	9	Holland .....	10
Belgium .....	3	Belgium .....	3
Switzerland .....	7	Switzerland .....	6
Norway .....	67	Norway .....	90
Sweden .....	85	Sweden .....	91
Denmark .....	21	Denmark .....	23
Russia .....	10	Russia .....	16
Poland .....	15	Poland .....	16
Saxony .....	1	Saxony .....	1
East Indies .....	1	East Indies .....	1
Australia .....	3	Australia .....	1
New Zealand .....	1	New Zealand .....	1
Born at sea .....	2	Born at sea .....	1
	5,934		5,934

## OCCUPATION OF MALES.

Agents .....	15	Bootblacks .....	91
Apprentices .....	17	Box makers .....	5
Auctioneers .....	1	Broom makers .....	3
Awning makers .....	1	Book keepers .....	28
Actors .....	13	Butchers .....	71
Bakers .....	28	Butter packers .....	10
Barbers .....	31	Burnishers .....	1
Blacksmiths .....	69	Bus drivers .....	4
Bar tenders .....	27	Brush makers .....	1
Basket makers .....	5	Cabinet makers .....	20
Brass finishers .....	1	Car drivers .....	3
Brass moulders .....	1	Cane seaters .....	1
Brewers .....	5	Canvassers .....	5
Bill posters .....	1	Carpenters and joiners .....	169
Brick makers .....	18	Carriage finishers .....	1
Brick moulders .....	1	Carriage trimmers .....	2
Bricklayers .....	69	Carriage makers .....	3
Bridge tenders .....	1	Carvers .....	7
Boatmen .....	48	Caulkers .....	1
Boiler makers .....	17	Chain makers .....	8
Book binders .....	5	Car builders .....	2

*Occupation of males—Continued.*

Clerks and salesman.....	94	Nailers.....	1
Cigar makers.....	32	Nail makers.....	2
Civil engineers.....	4	News agents and dealers.....	18
Chimney sweeps.....	1	No occupation.....	323
Cloth trimmers.....	1	Oakum factory.....	2
Coachmen.....	10	Operators.....	1
Collar makers.....	1	Oil pressers.....	1
Confectioners.....	10	Paper hangers.....	4
Cooks.....	60	Paper outters.....	1
Coopers.....	24	Paper makers.....	6
Copyists.....	6	Paper dealers.....	2
Cornice makers.....	2	Plasterers.....	32
Corn docters.....	2	Plasters.....	1
Cork makers.....	3	Pavers.....	1
Crockery store.....	1	Plaster Paris workers.....	1
Cutlers.....	1	Painters and grainers.....	157
Cutters.....	1	Peddlers.....	37
Curriers.....	7	Printers.....	74
Draftsmen.....	1	Printers.....	1
Drivers and teamsters.....	222	Pipe makers.....	6
Drovers.....	6	Photographers.....	10
Dominees.....	2	Pork packers.....	2
Druggists.....	4	Potters.....	20
Dyers.....	1	Porters.....	1
Engravers.....	9	Pop factory.....	1
Errand boys.....	12	Polishers.....	2
Express drivers.....	14	Polytechnist.....	1
Engineers.....	25	Policeman.....	1
Farmers.....	52	Plumbers.....	44
Frame makers.....	1	Puddlers.....	2
File cutters.....	2	Physicians.....	6
File grinders.....	1	Quarrymen.....	3
Finishers and polishers.....	5	Rag dealers.....	2
Firemen.....	36	Railroad employes.....	104
Foundrymen.....	17	Sender in glue factory.....	1
Furriers.....	2	Real estate agents.....	1
Fruit dealers.....	2	Reporters.....	3
Galvanizers of iron.....	2	Roofers.....	27
Gardeners.....	15	Rope makers.....	5
Glass stainers.....	1	Rolling mill.....	10
Glass blowers.....	6	Showmen.....	1
Gas fitters.....	22	Sculptors.....	5
Glassers.....	1	Sailors.....	315
Grain dealers.....	1	Sail makers and riggers.....	5
Grocers.....	4	Saw makers.....	1
Glue makers.....	1	Saloon keepers.....	12
Gunsmiths.....	2	Saddlers.....	5
Hack drivers.....	12	Sash makers.....	3
Hair pickers.....	2	Smelters.....	2
Harness makers.....	10	Stage drivers.....	7
Harness stitchers.....	1	Steam fitters.....	4
Hatters.....	9	Stewards.....	2
House movers.....	1	Scene painters.....	2
Hostlers.....	72	Stevedores.....	2
Horse shoers.....	4	Stencil cutters.....	1
Horse trainers.....	1	Sewer builders.....	3
Hotel keepers.....	1	Ship carpenters and caulkers.....	1
Insurance agents.....	1	Silver platers.....	2
Ink makers.....	1	Silver smiths.....	1
Japanners.....	2	Spinners.....	1
Jewelers.....	6	Shoemakers.....	74
Jockeys.....	2	Soldiers.....	3
Journalists.....	2	Stone cutters.....	55
Knife makers.....	2	Tailors.....	64
Laborers.....	908	Tallyman.....	1
Lathers.....	31	Tanners.....	3
Lawyers.....	6	Teachers.....	4
Lamp lighters.....	2	Telegraph operators.....	2
Leather cutters.....	1	Tinsmiths.....	30
Lithographers.....	1	Tobaccoonists.....	2
Liquor dealers.....	1	Tobacco strippers.....	3
Locksmiths.....	1	Trunk makers.....	5
Lumbermen.....	1	Turners.....	5
Lumber inspectors.....	2	Upholsters.....	14
Machinists.....	66	Varnishers.....	4
Marble cutters.....	2	Vinegar makers.....	1
Marble polishers.....	32	Waiters.....	72
Masons.....	32	Watch makers.....	2
Merchants.....	8	Watchmen.....	2
Millers.....	1	Weavers.....	5
Millwrights.....	2	Well diggers.....	2
Miners.....	6	Welders.....	1
Movers.....	4	White washers.....	23
Moulders.....	49	Wagon makers.....	3
Musicians.....	19		

## OCCUPATION OF FEMALES.

Actresses.....	3	Nurses.....	3
Bookbinders.....	2	Peddlers.....	4
Chambermaids.....	1	Seamstresses.....	90
Clerks.....	1	Servants.....	344
Cooks.....	121	Shirtmakers.....	2
Copyists.....	1	School teachers.....	1
Dressmakers.....	25	Scrubbers.....	1
Factory girls.....	2	Tailoresses.....	15
Hair-dressers.....	2	Tin factory.....	2
Housekeepers.....	40	Tobacco strippers.....	1
Laundress.....	23	Washwomen.....	174
Milliners.....	4	Waiters.....	7
Moulders.....	1		
No occupation.....	519		1,309

## STATEMENT OF RATIONS.

The following shows the number of days' rations issued during the several months of the year, from January 1st, to December 31, inclusive:

January.....	15,364	August.....	17,098
February.....	13,893	September.....	15,495
March.....	15,321	October.....	15,619
April.....	14,034	November.....	13,902
May.....	16,923	December.....	15,313
June.....	16,669		
July.....	17,079		186,689

## HOW EMPLOYED.

<i>At Productive Industries.</i>		
By Contractor A. G. Garfield—females.....	15,290	
By Contractor A. G. Garfield—males.....	3,077	
By Contractors Agnew, Ward & Knisely—males.....	1,085	
By Board of Public Works—males.....	1,093	
By picking hair—males.....	3,424	
By brick-yard—males.....	15,617	
By cane-seating—males.....	2,917	
By cane-seating—females.....	355	
By washing for police department—female.....	355	
		39,233
<i>At Non-productive Industries.</i>		
Improvements and repairs—males.....	6,455	
Grading and cultivating grounds—males.....	3,213	
Hauling fuel—males.....	107	
Hauling ice—males.....	118	
Tailor and shoe shop—males.....	1,216	
Engineer's department—males.....	1,495	
Yard and barn—males.....	1,432	
Prison hall work—males.....	4,056	
Prison hall work—females.....	2,704	
Sewing room—females.....	6,450	
Laundry—females.....	2,773	
Kitchen and Bakery—females.....	2,812	
Dining and officers' rooms and houses—females.....	2,082	
Invalids and nurses.....	18,066	
Sundays and holidays.....	27,822	
In cells, unemployed.....	66,653	
		147,453
		186,689

The following is a statement showing the cash received during the year ending December 31st, and paid to City Comptroller:

From police department, balance due January 1, 1873.....	\$685 04	
“ C. E. Rushmore, balance due January 1, 1873.....	3,792 09	
“ Cook county, balance due January 1, 1873.....	2,104 50	
“ A. G. Garfield, labor of prisoners.....	3,854 40	
“ Laport Chair Company, labor of prisoners.....	615 06	
“ sundry other persons, for labor of prisoners.....	178 96	
“ police department, for labor of prisoners.....	299 73	
“ Board of Public Works, for brick.....	10,480 00	
“ sundry other persons, for brick.....	2,511 77	
“ sundries, brick account.....	263 57	
“ Cook county, board of prisoners.....	9,830 40	
“ sundry persons, for board.....	331 00	
“ sale of sundries.....	199 45	
“ amount due on executions.....	9,076 00	
		\$44,316 37



Accounts, chargeable as follows, have been audited during the year, and credited to Comptroller's Department:

For salaries.....	\$13,339 18	
" provisions.....	14,694 96	
" bedding and clothing.....	3,676 91	
" fuel, engineer's department.....	9,551 34	
" omnibuses, barns, and forage.....	4,822 87	
" incidental expenses.....	2,012 51	
" furniture.....	557 43	
" dispensary.....	484 33	
" farm.....	119 61	
" brick yard.....	26,298 71	
" improvements and repairs.....	6,029 36	
" construction.....	13,123 83	
		\$94,710 34

\* Of the above \$4,417 77 was used in construction, but paid from general fund.

EXPENSE AND PRODUCTION ACCOUNTS—DECEMBER 31, 1873.

<i>Provisions.</i>		
Inventory valuation, January 1, 1873.....	\$240 00	
Charged this account during year.....	14,694 26	
Received from boarding sundry prisoners, etc.....		\$348 50
Valuation on hand this day.....		450 00
Balance to general expense.....		14,135 76
	\$14,934 26	\$14,934 26
<i>Bedding and Clothing.</i>		
Valuation on hand Jan. 1, 1873.....	4,651 66	
Charged this account during year.....	3,676 91	
Received for sundries during year.....		48 15
Valuation on hand this day.....		4,651 66
Balance to general expense.....		3,628 76
	\$8,328 57	\$8,328 57
<i>Fuel.</i>		
Valuation on hand Jan. 1, 1873.....	80 00	
Charged this account during year.....	9,551 34	
Inventory valuation on hand this day.....		2,500 00
Balance to general expense.....		7,131 34
	\$9,631 34	\$9,631 34
<i>Furniture.</i>		
Valuation on hand Jan. 1, 1873.....	3,822 50	
Charged this account during year.....	557 43	
Valuation on hand this day.....		3,329 50
Balance to general expense.....		1,057 43
	\$4,379 93	\$4,379 93
<i>Omnibus, Barn and Forage.</i>		
Valuation on hand Jan. 1, 1873.....	2,631 00	
Charged this account during year.....	4,822 87	
Transferred from brick yard account.....	50 00	
Received for sundries.....		216 38
Valuation on hand this day.....		2,631 00
Balance to general expense.....		4,656 49
	\$7,503 87	\$7,503 87
<i>Incidental Expenses.</i>		
Valuation on hand Jan. 1, 1873.....	208 70	
Charged this account during year.....	2,012 51	
Received for sundries.....		6 55
Inventory valuation on hand this day.....		208 80
Balance to general expense.....		2,005 86
	\$2,221 21	\$2,221 21
<i>Farm.</i>		
Valuation on hand Jan. 1, 1873.....	62 50	
Charged this account during year.....	119 61	
Received for sundries.....		126 90
Balance to general expense.....		45 31
	\$182 11	\$182 11
<i>Dispensary.</i>		
Valuation on hand Jan. 1, 1873.....	50 00	
Charged this account during year.....	484 33	
Valuation of medicine on hand this day.....		180 85
Balance to general expense.....		353 46
	\$534 33	\$534 33

<i>Salaries.</i>		
Charged this account during year.....	\$13,339 18	
Balance to general expense.....		\$13,339 18
	\$13,339 18	\$13,339 18
<i>Improvements and Repairs.</i>		
Charged this account for materials, etc., during the year—cash.....	6,029 36	
Transferred from brick account.....	50 00	
Received for sundries.....		2 50
Transferred to construction account, as belonging to it, but paid from general fund during Jan. 1 to March 31, 1873, inclusive.....		4,417 67
Balance to general fund.....		1,659 36
	\$6,079 36	\$6,079 36
<i>Construction.</i>		
Charged this account during year.....	13,123 83	
Brick yard.....	890 50	
Improvements and repairs.....	4,417 77	
General expense, labor.....	6,871 31	
Balance to general expense.....		25,233 31
	\$25,233 31	\$25,233 31
<i>Brick Yard.</i>		
Charged this account, and paid from general fund, on account of purchase and for expense during the year.....	26,298 71	
Credited for brick, etc., sold.....		13,362 34
Credited for transfer of property to O. B. & F. account.....		50 00
Credited for transfer of property to L. & R. and F. account.....		50 00
Credited for brick, etc., used for construction.....		859 00
Inventory valuation of brick this day, sixty arches, estimated 1,500,000, at five dollars.....		7,500 00
Inventory of yard and other property, as paid from general fund, \$15,288 29; less interest and balance in cont. J. & R., 283 57—\$15,004 72.....		15,804 72
Value of horses bought, increased, \$800.....		
Balance to general expense.....	11,308 85	
	\$37,607 56	\$37,607 56
<i>Boarding Prisoners.</i>		
Credited this account during year, Cook county.....		9,830 40
Balance to general expense.....	9,830 40	
	\$9,830 40	\$9,830 40
<i>Productive Labor.</i>		
Credited this account during year.....		6,839 93
Balance to general expense.....	6,839 93	
	\$6,839 93	\$6,839 93
<i>Fine Department.</i>		
Charged this account during year.....	9,076 00	
Transferred to general expense.....		9,076 00
	\$9,076 00	\$9,076 00
<i>City of Chicago Comptroller's Department.</i>		
Charged him during the year—cash.....	44,310 57	
Credited during the year, for accounts audited and payable from general fund for general expenses.....		50,870 03
For brick yard, and expense of same.....		26,898 71
For construction paid from general fund.....		4,417 77
From construction fund.....		13,123 83
Balance to property account.....	50,399 77	
	\$94,710 34	\$94,710 34
<i>General Expenses.</i>		
Provisions.....	14,135 76	
Bedding and clothing.....	3,698 76	
Fuel.....	7,131 34	
Furniture.....	1,057 43	
Omnibus, barn and forage.....	4,656 49	
Incidental expenses.....	2,005 86	
Farm.....	45 31	
Dispensary.....	353 48	
Salaries.....	13,339 18	
Improvements and repairs.....	1,659 00	
Construction.....	25,233 31	
Brick yard.....		11,308 85
Boarding prisoners.....		9,830 40
Productive labor.....		6,839 93
Fine department.....		9,076 00
Labor charged to construction.....		6,871 31
Amount carried to real estate.....		25,233 31
Amount carried to property.....		4,086 31
	\$73,946 01	\$73,946 01

<i>Property Account.</i>		
January 1, 1873.		\$333, 770 46
City of Chicago, Comptroller's Department.		50, 399 77
Inventory valuation this day—		
Provisions.....	\$450 00	
Bedding and clothing.....	4, 651 66	
Fuel.....	2, 500 00	
Furniture.....	3, 329 50	
Omnibus, barn, and forage.....	2, 631 00	
Incidental expenses.....	209 80	
Dispensary.....	180 85	
Brick yard.....	\$23, 304 72	
General expense.....		37, 949 53
Balance to new account.....		4, 066 31
		342, 824 39
<i>Real Estate.</i>		
January 1, 1873.		\$384, 160 23
Amount transferred from general fund.....		315, 432 17
Balance to new account.....		25, 233 31
		340, 665 48
<i>Balances.</i>		
Real estate.....		\$340, 665 48
La Porte Chair Co.....		340, 665 48
Board of Public Works.....		906 43
Frank Agnew.....		997 30
Patrick Ward.....		634 92
Police Department.....		131 19
Field, Leiter & Co.....		90 50
Samuel Lawrence.....		32 67
C. W. Kelton.....		26 00
Fred. Miller.....		15 00
— Gunther.....		12 00
Property.....		13 00
		\$342, 824 39
		\$342, 824 39

The number in prison during the year ending December 31, 1872, was 6,636, and their average imprisonment was 22½ days to each prisoner. The number received during the year ending December 31, 1873, was 6,445, and their average imprisonment was nearly 29 days. The table showing the terms of sentence, presented herewith, shows that, of the number of commitments, 199 only were for definite periods of time. Of those who were committed upon executions 2,480 were for amounts not exceeding \$6 50, and 3,351 for amounts not exceeding \$11 50 each prisoner. As each dollar imposed as a fine represents an imprisonment of two days, if served, it will be seen that, for industrial purposes, the above number of our prisoners can have been of but little worth. Of those received under executions for amounts from \$50 to \$100 each, very many were released by appeal, and others by payment of balances due upon their executions, or otherwise, prior to the expiration of the supposed duration of their sentence.

This is the city prison of a very populous commercial center, and is the asylum of a large number of non-resident vagrants and paupers—probably greater than that of any other city outside of New York. The criminal, the vagrant, and the destitute alike come here to obtain sustenance, and are supported by your citizens, either from criminal acts, by your charity, or at public expense, in your asylums, hospitals, almshouses, or in your city prison; and as it requires much less effort to send them here than it does to commit them to any other institution, we receive numbers who should go elsewhere. Our prison was intended as a House of Correction—not as an insane asylum, nor yet as a home for the invalid. Under the prevailing system at our police courts little effort is made to determine as to a prisoner's mental or physical condition, and the arrest of any one who is so disorganized almost invariably results in a commitment to our walls. While here they may receive at least as comfortable treatment in regard to their physical necessities as they would elsewhere; still, this is not an institution designed for their use, and their care should be a charge to other departments. The appointment of an intelligent physician to attend the police stations, and to examine all prisoners prior to their trial, might remedy this. The police justices of the city, if they do not now possess it, should be clothed with power to summarily commit to your county almshouses and hospitals, or send to their homes, such violators of ordinances as are deemed by the physician, or by themselves, to be unfit subjects for prison discipline; and your honorable body should possess the power to transfer from this institution to such other institutions, whenever you find such persons in the prison, who are under conviction for violations of city ordinances—the transferred prisoners to be detained only during the time they would otherwise have been imprisoned.

Of the pauper and vagrant classes, other cities and towns, with a view to their own relief, send to our city all such as they can; and until some more efficient system of prevention has been organized than that now in vogue, their numbers will continue to increase. The arrest, on arrival, of the vagrants and paupers who are sent to our city, and their immediate return to the places from whence they came, would free our institutions from a very large annual outlay, and, in the end, deter our uncharitable neighbors from their now too frequent donations of their worst citizens.

Of the number of prisoners received 5,942 were for violations of city ordinances, and 140 for criminal acts. The latter were sentenced by the Criminal Court of Cook county.

Of social relations, 1,946 claim to be married, and 3,988 are single; 1,841 have father and mother, 423 have father only, and 1,040 have mother only, living; while 5,630 have neither father nor mother living.

Of those whose parents were born in the United States, 809 were white, and 276 were colored; the number remaining, or about five-sixths of all, were of foreign parents. Of those classed as natives of the United States, and whose parents were foreign born, nearly all were of minor age, and form our most vicious and criminally-inclined class of prisoners. Inheriting constitutional tendencies toward evil, and surrounded by influences toward criminal life from birth, until they reach our walls; not furnished with employment, either for the mind or body, and left to find their own companions, and pass their time in their own way, instead of being watched and cared for, or kept at school, or at some respectable employment, it is not singular that the number of this class of youthful offenders is so swollen as it is. The disposition on the part of manufacturers to employ only skilled labor, and the disinclination of mechanics to encourage the working of apprentices, have a tendency also towards keeping in idleness the youth of our city of all nationalities. There would be much less juvenile depravity and crime if employment for our youth could be found and enforced.

It has been the endeavor of our superintendent to keep the expenses of the department at the lowest point consistent with its interests, and to accomplish as much, with the facilities afforded him, as possible. Wherever he has had insufficient employment at productive industries to keep his labor employed, he has devoted his attention to the improvement of the buildings and grounds of the institution.

During the coming year, with the consent of your honorable Board, it is his wish to construct a substantial wall around the present buildings, leaving sufficient space for the erection of workshops on the grounds inclosed by the same. Without them we are neither secure from the escape of our inmates, nor are we at all safe from the incursions of such desperadoes as may wish to assist the escape of their fellows at night time. The facilities which we now have for brick-making will materially reduce the cost of construction, and should the City Board of Public Works give us a market for the sale of sewer brick, to the extent of our facilities for their manufacture, no better use can be made of our surplus brick than in the construction of all needed improvements.

The construction of a small pox hospital upon our grounds has consumed five acres, fronting on the main avenue—Twenty-sixth street. While its location may not be dangerous to the health of the inmates of the present building, it may seriously interfere with the selection of sites for other buildings more necessary than it. If the building is to be used for the purposes designed, a credit to our construction fund for the land taken from us should be made—as it has been paid for from it. Prior to its use, also, it should be separated from our grounds by a brick wall, of sufficient height to prevent ingress or egress.

Our male prison is overcrowded—we have nearly twice as many prisoners as we have cells—making it imperative that we place two or more occupants in each. The injury following contact of vicious mind with vicious mind is so palpable that it is useless to disguise the fact; and a remedy should at once be inaugurated by the construction of a separate prison for females, appropriating the north wing now used by them for our male inmates. This will give us barely room for our present numbers. The only classification of prisoners which it is possible to make, with our present room, is by the division of the sexes, and by the selection of the companions in the cells of those whom we have to place together. A clothes room for each prison is also much needed. We have inadequate room for the preservation of the clothing taken from our inmates when they enter the prison, and our male prison is without adequate bathing facilities. Unlike a convict prison, we are incessantly receiving or discharging our inmates—the average receipt, and consequent average discharge, is nineteen each, or thirty-eight persons to bathe and re-clothe, each week-day, beside the usual weekly bathing of all our prisoners.

Should your honorable Board direct that the above work be done, and the honorable Common Council appropriate money for the purpose very much of the labor will be furnished from among the inmates.

Frequently persons are arrested for criminal acts, and are tried for violations of city ordinances only. The policy is objectionable. If a crime has been committed, the guilty person should certainly be convicted of it, and punished as the law requires; but the offense should not be so modified as to free the guilty party from the consequences of his crime. An assault upon an officer or citizen, or a larceny, or other crime against the laws of the State, if perpetrated, is of too serious a character to admit of its compromise by a judgment which can be easily set aside by appeal, or by a court upon a writ of *habeas corpus*. It is true, our police officers seldom make mistake in the selection of subjects which they cause to be convicted of vagrancy; but, with a little greater care, evidence might be found upon which the guilty parties could be sent where they would not, for longer periods of time, cause the authorities any annoyance.

During the year we have sent many wanderers to their homes; and the lady managers of the Erring Women's Home have taken from us many female prisoners, whose faces would otherwise have become familiar by their repeated error, and it is hoped that the kind Christian influence which is ever being extended in that most useful institution, will have its benign effects, and that the erring ones may be lifted up by them, and saved from lives of shame. May God favor their good work.

Thanks to the many generous citizens who have furnished reading matter to our prisoners during the year. May the number of contributions be increased, and their liberality will reap its reward by the thankfulness shown by the recipients of their favors.

The health of our prisoners has been good. With proper care in keeping our prisons in cleanly condition, our sewerage in thorough order, and our food of healthy quality and well cooked, and care that the temperature of our dormitories is at proper degree, and that the atmosphere of one building does not become impregnated with noxious gases, epidemics or contagious diseases can get but slight foothold. The city physician, Dr. Guerin, has been attentive to the sick, and successful in the treatment of disease. He has never failed to answer any call which we have made for his services.

In the future, as in the past, in suggesting any changes or improvements, it will be the design of the superintendent to have an eye solely to the ultimate result to be obtained, wasting no money nor time upon works which are of temporary character. Should additional buildings be erected the coming year, they should be so located as to accommodate to the best advantage those thereafter to be constructed. Our grounds are commodious, and, with proper arrangement of buildings, will present a feature highly ornamental to this part of our city.

Thanking you for the uniform courtesy which you have shown to me, and for the readiness with which you have assented to every matter which I have as yet had the honor of suggesting,

I am your obedient servant,

CHARLES E. FELTON.

## PHYSICIAN'S REPORT.

*To the Honorable the Board of Inspectors of the House of Correction :*

GENTLEMEN : In making my annual report, as physician, in regard to the House of Correction, I am gratified to be able to state that the sanitary condition of the institution has been remarkably excellent during the year ending Dec. 31, 1873.

No epidemic has prevailed ; and, notwithstanding that seventeen hundred and sixty-six cases of small pox occurred in the city, only one case, which was promptly removed to the small-pox hospital occurred in the prison.

At the time of the cholera, which prevailed to no great extent in our city last summer, there were a few cases of cholera morbus, and very many cases of an aggravated form of diarrhea in this institution, but under my treatment, assisted by a well-regulated and wholesome diet, they all recovered. The daily average number of prisoners during the year was five hundred and eleven, and the average number of persons for whom I prescribed at each official visit was about thirty, which is a little less than six per cent. of all the inmates.

The diseases most prevalent during the summer season were diarrhea, dysentery and fevers, principally of a malarial character.

In the winter time the chiefly prevalent diseases were of a pulmonary character, such as pneumonia and consumption.

At all seasons of the year delirium tremens and venereal diseases, in their various phases, have had their full share of unfortunate victims, both male and female.

Throughout the year I have treated about four hundred cases of alcoholism, and of that class of patients many were suffering from aggravated forms of delirium tremens ; but I am happy to say that, aided by the successful co-operation of the prison officials, my treatment of those thus afflicted was in every instance successful.

There were but three deaths during the year, and of those one resulted from inflammation of the brain, one from pneumonia, and the third died from general debility, resulting from previous habits of dissipation.

I would state here that two of these deaths took place within a few days after the parties had been committed to the prison, and that their deaths were caused by diseases which had been contracted and become fatal before being sent to the House of Correction.

I deem it proper, in connection with this report, to express my sincere thanks to the officials in the immediate charge of the prison, not only for the courtesy shown to myself, but also for the kind treatment which they have uniformly extended toward the unfortunate class of humanity committed to their care.

In concluding this report, I beg leave to say that there is considerable room for reformation in regard to the indiscriminate manner in which persons arrested and brought before the police courts of the city are committed to this institution.

My own observation has led me to the conclusion that a great many persons committed as criminals are rather objects of mercy than of punishment, and I think it would be found, upon proper investigation, that the poor house, the hospital, or the insane asylum would be a fitter place than a felon's cell for numbers of those sent here from the police courts.

It is repugnant to every idea of humanity, that poverty and insanity should be placed on a level with crime and punished with it, and, therefore, it seems to me that some means should be adopted whereby the young could be saved from the ruinous effects of contact with confirmed vice, and the poor and the insane from the punishment that belongs to crime.

Respectfully submitted,

JOHN GUERIN,  
*City Physician.*

On motion of Mr. Jones,

At 5:00 o'clock P. M. the House adjourned to 10 o'clock A. M., tomorrow.

THURSDAY, JANUARY 22, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Hollenback,

The further reading of the same was dispensed with.

The House resumed the unfinished business of yesterday, being the consideration of the amendment submitted to House bill, No. 138, for "An act to define contempts of court and prescribe the punishment therefor."

Mr. McPherran moved to refer the bill and amendment to the committee on judiciary.

On motion of Mr. Harvey,

The previous question was ordered.

The question being on the adoption of the motion to refer the bill and amendment to the committee on judiciary, it was decided in the negative.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 493, for "An act to amend an act entitled 'an act in regard to roads and bridges in counties under township organization.'"

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to lay before the House of Representatives the following written communication:

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,  
SPRINGFIELD, January 22, 1874.

*To the Honorable the House of Representatives:*

I herewith lay before the Legislature a copy of a communication dated January 9th, 1874, from his Excellency Thomas A. Hendricks, Governor of Indiana, relating to the removal of the dam across the Calumet river at Blue Island, in Cook county.

This dam, constructed to supply the Calumet feeder to the Illinois and Michigan Canal, is no longer needed for that purpose.

The people of Indiana complain, and justly too, that the overflow caused by the dam is injurious to a large body of land in the northwest part of the State, and it is due to our neighboring State that relief be given, and I respectfully urge upon the Legislature that some action be taken for the removal of said dam.

JOHN L. BEVERIDGE, *Governor.*

*By the Governor:*

PHILO J. BEVERIDGE,  
*Private Secretary.*

STATE OF INDIANA, EXECUTIVE DEPARTMENT,  
INDIANAPOLIS, January 9, 1874.

HON. JOHN L. BEVERIDGE, *Governor of Illinois:*

SIR: At the last session of your General Assembly a bill was pending providing for the payment of Messrs. Pfeiffer and Roll, of the damages they would sustain by the removal of the dam across the Calumet river, at Blue Island. The bill failed to pass. The people of Indiana feel that your State should, in some manner, cause the removal of the obstruction.

In your letter to me, written just after the close of the last session of your Legislature, you informed me that some measure could be adopted at the present session that would cause the removal of the dam.

Will you be pleased to have the matter brought to the attention of your Legislature, to the end that the nuisance to our people may be removed.

The Attorney-General of this State would be glad to afford you any information and correspondence on this subject in his possession.

[Signed.]

Very respectfully yours,  
THOMAS A. HENDRICKS,  
*Governor.*

The House resumed the consideration of House bill, No. 138.

On motion of Mr. Thornton,

The previous question was ordered.

The question then being on the adoption of the amendment, it was decided in the negative.

The question then being on ordering the bill to a third reading, it was decided in the negative, yeas 34, nays 93—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Barkley, Bishop of McHenry, Booth, Bradwell, Cassidy, Collins, Dewey, Dolton, Freeman, Golden, Graham, Granger, Gridley, Hildrup, Johnston, Kase, Loomis, Mid-

diecoff, Moore of Adams, Oakwood, Oberly, Peltzer, Quinn, Rice, Savage, Senne, Shaw, Sheridan, Sherman, Snow, Starr, Taggart, Truitt—34.

Those voting in the negative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocock, Branson, Bryant, Bullard, Casey, Chambers, Connolly, Crawford, Cronkite, Cullerton, Darrell, Davis, Dement, Dolan, Dresser, Dunham, Efner, Ewing, Flanders, Forth, Freeland, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hay, Henry, Hite of Madison, Hite of St. Clair, Holles, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Jessup, Jones, Lane of Hancock, Lane of DeWitt, Lewis, Lietze, Lomax, Marsh, Massie, McAdams, McDonald, McGee, McLaughlin, McPherran, Meacham, Mitchell, Moore of Marshall, Moose, Morrison, Moffett, Mulvane, Neville, Nulton, Oleson, Orendorf, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rountree, Scanlan, Scott, Smith, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Thomas, Thornton, Virden, Walker, Washburn, Wayman, Webber, Webster, Westfall, Wood, Wymore, Mr. Speaker—94.

So the question on ordering the bill to a third reading was decided in the negative.

On motion of Mr. Ray,

At 12:20 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Bullard (by consent) introduced House bill, No. 749, for "An act to facilitate the drainage of wet lands."

Which was referred to the committee on drainage.

Mr. Bullard (by consent) introduced House bill, No. 750, for "An act to amend section 6 of 'an act to fund and provide for paying the railroad debts of counties, townships, cities and towns,' in force April 16, 1869."

Which was read a first time, and referred to the committee on finance.

Mr. McLaughlin (by consent) introduced House bill, No. 751, for "An act to enable cities, towns and villages, not incorporated under the act entitled 'an act to provide for the incorporation of cities and villages,' to change ward boundaries and to create additional wards."

Which was referred to the committee on judiciary.

On motion of Mr. Nulton,

House bill, No. 673, for "An act to amend section thirteen of an act entitled 'an act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior Courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of Masters-in-Chancery, Notaries Public, Commissioners, Arbitrators, Jurors, Witnesses, Justices of the Peace, Constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872,"

Was taken from the table and ordered printed.

Mr. Scanlan (by consnt) introduced House bill, No. 752, for "An act to regulate the appropriations for the necessary expenses of the State charitable institutions.

Which was read a first time, and referred to the committee on civil service and retrenchment.

Mr. Savage (by consent) introduced House bill, No. 753, for "An act to authorize incorporated cities, towns or villages in this State situated on the banks of navigable rivers to lease parts of their public landings or levees."

Which was referred to the committee on municipal affairs.

Mr. Moose (by consent) introduced House bill, No. 754, for "An act to amend section 5, of an act entitled 'an act to revise and consolidate the several acts relating to the protection of game and for the protection of deer, wild fowl and birds, and to repeal certain laws,' approved May 3, A. D. 1873."

Which was referred to the committee on game and fish.

Mr. Cronkrite (by consent) introduced House bill, No. 755, for "An act to amend section 2, of an act entitled 'an act to provide the necessary revenue for State purposes,' approved May 3, 1873."

Which was referred to the committee on revenue.

Mr. Lomax (by consent) introduced House bill, No. 756, for "An act to increase the number of justices of the peace for the city of Chicago, Cook county, and State of Illinois."

Which was referred to the committee on municipal affairs.

Mr. Sheridan (by consent) from the committee on militia, submitted the following report:

*To the Speaker of the House of Representatives:*

The committee on militia, to whom was referred the Governor's communication recommending that an appropriation be made in aid of the National Cemetery at Antietam, instruct me to report the same back and express concurrence in the sentiments therein expressed, and recommend that Senate bill, No. 84, be taken from the table and put upon its passage.

On motion of Mr. Hart,

The previous question was ordered.

The question then being on concurring in the report of the committee on militia, it was decided in the negative, yeas 52, nays 76—the yeas and nays being demanded by five members.

Those voting in the affirmative are:

Messrs. Ballou, Bocock, Bradwell, Bryant, Bullard, Casey, Crawford, Cullerton, Davis, Dement, Dolton, Ferrier, Freeland, Golden, Gordon, Granger, Halpin, Herting, Hite of St. Clair, Hollenback, Hopkins, Inscore, Johnston, Lane of Hancock, Lemma, Marsh, Maassie, McLaughlin, Mescham, Middlecoff, Moose, Mulvane, Neville, Oberly, Oleson, Orendorff, Peltzer, Pinnell, Pyatt, Quinn, Race, Ramey, Ray, Rice, Rountree, Savage, Seaman, Senne, Sheridan, Stewart of McLean, Westfall, Wood—52.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Arderson, Armstrong of Grundy, Armstrong of LaSalle, Berkeley, Bishop of McHenry, Blakely, Booth, Cassedy, Carpenter, Chambers, Collins, Connolly, Cronkrite, Crosby, Darnell, Dewey, Dolan, Dunham, Easley, Efner, Ewing, Flanders, Forth, Freeman, Graham, Grant, Grey, Gridley, Griffith, Hart, Hay, Henry, Hite of Madison, Hildrup, Hoiles, Jaquesa, Jackson, Jessup, Jones, Kase, Lane of DeWitt, Lewis, Lietze, Lomax, McAdams, McDonald, McPherran, Moore of Marshall, Moffett, Nulton, Oakwood, Plowman, Pollock, Rankin, Scott, Shaw, Sherman, Shumway, Smith, Snow, Soule, Starr, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Virden, Walker, Washburn, Wayman, Webster, Wymore, Mr. Speaker—76.

So the report of the committee was not concurred in.

Senate bills on third reading being in order,

Senate bill, No. 425, for "An act to authorize the establishment of a ferry across the Illinois river," was read a third time.

Mr. Grey moved to indefinitely postpone the further consideration of the bill.

Mr. Armstrong moved to refer the bill to the committee on canal and river improvement.

On motion of Mr. Carpenter,

The previous question was ordered.



The first question being on the motion to refer the bill to the committee on canal and river improvements, it was decided in the negative.

The question then being on the motion to indefinitely postpone the further consideration of the bill, it was decided in the negative.

The bill and all amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 99, nays 19.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Bishop of McHenry, Blakely, Booth, Bryant, Bullard, Casey, Chambers, Collins, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Doltou, Dresser, Dunham, Easley, Ether, Ewing, Forth, Freeland, Freeman, Grey, Gridley, Griffith, Halpin, Herting, Hite of Madison, Holles, Hopkins, Inscore, Jaquess, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Lietze, Lomax, Marsh, Massie, McAdams, McDonald, McLaughlin, McPherran, Meacham, Middlecott, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Neville, Oakwood, Olerly, Oleson, Poltzer, Pinnell, Pollock, Pyatt, Quinn, Ramey, Rankin, Rice, Rogers, Rountree, Scanlan, Scott, Senne, Sheridan, Sherman Shumway, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thornton, Walker, Warner, Washburn, Wayman, Westfall, Wood, Wymore, Mr. Speaker—99.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Barkley, Boccock, Bradwell, Carpenter, Flanders, Gordon, Hart, Hay, Henry, Hildrup, Hollenback, Jackson, Mulvaue, Orendorff, Ray, Savage, Smith, Thomas—19.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

On motion of Mr. Inscore,

The rules were suspended, and he was permitted to submit the following resolutions:

WHEREAS, There is a prevailing opinion in the minds of many of the members of this General Assembly that the various charitable institutions of the State are unnecessarily expensive, as now managed; and whereas it is asserted that in many of said institutions supplies are purchased at retail prices at greater expense to the State than is absolutely necessary; and whereas it is the duty of this General Assembly to protect the interests of the people who pay taxes for the support of said institutions; therefore,

*Resolved by the House, the Senate concurring herein.* That there be a joint special committee appointed, to consist of three members on the part of the House, and two on the part of the Senate, whose duty it shall be to thoroughly investigate the affairs of said charitable institutions, to ascertain the manner and principle of their management, and inquire into the expediency of putting the control and management of all said institutions under the control of one board of commissioners.

*Resolved.* That if said committee cannot get the necessary information from the State Board of Public Charities and the several departments of the State, that they are hereby instructed to visit the said institutions for the purpose of collecting such information, and that they report the result of their investigation at the earliest day possible; that if the interest of the State requires it, said committee report a bill revising the laws governing said institutions, and as far as may be, to remedy the evils complained of.

Which were adopted.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed, on January 22, 1874:

House bill, No. 607, for "An act in regard to attorneys general and State's attorneys."

Mr. Jones, from the committee on contingent expenses, submitted the following report:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

The committee on contingent expenses, to whom was referred the resolution asking for a clerk for the committee on railroads, would beg leave to respectfully report that they are in favor of granting the request in said resolution.

Which was concurred in.

On motion of Mr. Kase,

At 5:15 o'clock P. M., the House adjourned until 10 o'clock A. M. tomorrow.

Mr. Savage (by consent) introduced House bill, No. 753, for "An act to authorize incorporated cities, towns or villages in this State situated on the banks of navigable rivers to lease parts of their public landings or levees."

Which was referred to the committee on municipal affairs.

Mr. Moose (by consent) introduced House bill, No. 754, for "An act to amend section 5, of an act entitled 'an act to revise and consolidate the several acts relating to the protection of game and for the protection of deer, wild fowl and birds, and to repeal certain laws,' approved May 3, A. D. 1873."

Which was referred to the committee on game and fish.

Mr. Cronkite (by consent) introduced House bill, No. 755, for "An act to amend section 2, of an act entitled 'an act to provide the necessary revenue for State purposes,' approved May 3, 1873."

Which was referred to the committee on revenue.

Mr. Lomax (by consent) introduced House bill, No. 756, for "An act to increase the number of justices of the peace for the city of Chicago, Cook county, and State of Illinois."

Which was referred to the committee on municipal affairs.

Mr. Sheridan (by consent) from the committee on militia, submitted the following report:

*To the Speaker of the House of Representatives:*

The committee on militia, to whom was referred the Governor's communication recommending that an appropriation be made in aid of the National Cemetery at Antietam, instruct me to report the same back and express concurrence in the sentiments therein expressed, and recommend that Senate bill, No. 84, be taken from the table and put upon its passage.

On motion of Mr. Hart,

The previous question was ordered.

The question then being on concurring in the report of the committee on militia, it was decided in the negative, yeas 52, nays 76—the yeas and nays being demanded by five members.

Those voting in the affirmative are:

Messrs. Ballow, Boocock, Bradwell, Bryant, Bullard, Casey, Crawford, Cullerton, Davis, Dement, Dolton, Ferrier, Freeland, Golden, Gordon, Granger, Halpin, Herting, Hite of St. Clair, Hollenback, Hopkins, Inscore, Johnston, Lane of Hancock, Lemma, Marsh, Massie, McLaughlin, Meacham, Middlecoff, Moose, Mulvane, Neville, Oberly, Oleson, Orendorf, Paltzer, Pinnell, Pyatt, Quinn, Race, Ramey, Ray, Rice, Rountree, Savage, Seaman, Senne, Sheridan, Stewart of McLean, Westfall, Wood—52.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Bishop of McHenry, Blakely, Booth, Cassidy, Carpenter, Chambers, Collins, Connolly, Cronkite, Crosby, Darnell, Dewey, Dolan, Dunham, Easley, Efner, Ewing, Flanders, Forth, Freeman, Graham, Grant, Grey, Gridley, Griffith, Hart, Hay, Henry, Hite of Madison, Hildrup, Holmes, Jaquess, Jackson, Jessup, Jones, Kase, Lane of DeWitt, Lewis, Lietze, Lomax, McAdams, McDonald, McPherran, Moore of Marshall, Moffett, Nulton, Oakwood, Plowman, Pollock, Rankin, Scott, Shaw, Sherman, Shumway, Smith, Snow, Soule, Starr, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Virden, Walker, Washburn, Wayman, Webster, Wymore, Mr. Speaker—76.

So the report of the committee was not concurred in.

Senate bills on third reading being in order,

Senate bill, No. 425, for "An act to authorize the establishment of a ferry across the Illinois river," was read a third time.

Mr. Grey moved to indefinitely postpone the further consideration of the bill.

Mr. Armstrong moved to refer the bill to the committee on canal and river improvement.

On motion of Mr. Carpenter,

The previous question was ordered.

The first question being on the motion to refer the bill to the committee on canal and river improvements, it was decided in the negative.

The question then being on the motion to indefinitely postpone the further consideration of the bill, it was decided in the negative.

The bill and all amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 99, nays 19.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Bishop of McHenry, Blakely, Booth, Bryant, Bullard, Casey, Chambers, Collins, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Doltou, Dresser, Dunham, Easley, Esher, Ewing, Forth, Freeman, Grey, Gridley, Griffith, Halpin, Herting, Hite of Madison, Holmes, Hopkins, Inscore, Jacques, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Lietze, Loux, Marsh, Massie, McAdams, McDonald, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moses, Moffett, Neville, Oakwood, Oberly, Olsson, Peltzer, Pinnell, Pollock, Pyatt, Quinn, Ramsey, Rankin, Rice, Rogers, Rountree, Scanlan, Scott, Senne, Sheridan, Sherman, Shanway, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thornton, Walker, Warner, Washburn, Wayman, Westfall, Wood, Wymore, Mr. Speaker—99.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Barkley, Boccock, Bradwell, Carpenter, Flanders, Gordon, Hart, Hay, Henry, Hildrup, Hollenback, Jackson, Mulvane, Orendorff, Ray, Savage, Smith, Thomas—19.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

On motion of Mr. Inscore,

The rules were suspended, and he was permitted to submit the following resolutions:

**WHEREAS**, There is a prevailing opinion in the minds of many of the members of this General Assembly that the various charitable institutions of the State are unnecessarily expensive, as now managed; and whereas it is asserted that in many of said institutions supplies are purchased at retail prices at greater expense to the State than is absolutely necessary; and whereas it is the duty of this General Assembly to protect the interests of the people who pay taxes for the support of said institutions; therefore,

*Resolved by the House, the Senate concurring herein.* That there be a joint special committee appointed, to consist of three members on the part of the House, and two on the part of the Senate, whose duty it shall be to thoroughly investigate the affairs of said charitable institutions, to ascertain the manner and principle of their management, and inquire into the expediency of putting the control and management of all said institutions under the control of one board of commissioners.

*Resolved.* That if said committee cannot get the necessary information from the State Board of Public Charities and the several departments of the State, that they are hereby instructed to visit the said institutions for the purpose of collecting such information, and that they report the result of their investigation at the earliest day possible; that if the interest of the State requires it, said committee report a bill revising the laws governing said institutions, and as far as may be, to remedy the evils complained of.

Which were adopted.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed, on January 22, 1874:

House bill, No. 607, for "An act in regard to attorneys general and State's attorneys."

Mr. Jones, from the committee on contingent expenses, submitted the following report:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

The committee on contingent expenses, to whom was referred the resolution asking for a clerk for the committee on railroads, would beg leave to respectfully report that they are in favor of granting the request in said resolution.

Which was concurred in.

On motion of Mr. Kase,

At 5:15 o'clock P. M., the House adjourned until 10 o'clock A. M. tomorrow.

FRIDAY, JANUARY 23, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Sherman,

The further reading of the same was dispensed with.

Mr. Sherman (by consent) introduced House bill, No. 757, for "An act to amend section 31 of 'an act concerning corporations,' in force July 1, 1872."

Which was read a first time, and ordered to a second reading.

Mr. Collins (by consent) presented a petition from citizens of Kankakee county, asking that the time for payment of taxes be extended; which was referred to the committee on revenue.

Mr. Dresser (by consent) presented a petition from citizens of Scott county, asking that the time for payment of taxes be extended; which was referred to the committee on revenue.

Mr. Mann (by consent) presented a petition from citizens of Kane county, asking that the time for payment of taxes be extended; which was referred to the committee on revenue.

Mr. Hay (by consent), from the judiciary committee, submitted the following report:

*To the Speaker of the House of Representatives:*

The judiciary committee, to whom was referred House bill, No. 605, for "An act to revise the law in relation to apprentices," having considered the same, report the bill back to the House recommending its passage.

The report of the committee was concurred in, and the bill read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 102, nays 19.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Bishop of McHenry, Blakely, Bocoock, Booth, Bradwell, Bryant, Bullard, Casey, Cassedy, Chambers, Collins, Cronkite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Bolton, Dunham, Easley, Efner, Ferrier, Flanders, Freeland, Freeman, Golden, Graham, Grainger, Grant, Gridley, Griffith, Hart, Harvey, Hay, Henry, Hite of Madison, Hite of St. Clair, Hollis, Hollenback, Hopkins, Jaques, Jackson, Jessup, Johnston, Lane of Hancock, Lewis, Lietze, Lomax, Mann, Massey, McAdams, McDonald, McPherran, Meacham, Middlecott, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Moffett, Mulvane, Neville, Oakwood, Oberly, Oleson, Orendorff, Penfield, Plunell, Plowman, Pyatt, Race, Ramey, Rankin, Ray, Rice, Rogers, Rountree, Savage, Scott, Senue, Smith, Soule, Streeter, Taggart, Thomas, Truitt, Virdeu, Walker, Warner, Washburn, Wayman, Weber, Westfall, Wood, Mr. Speaker—102.

Those voting in the negative are,

Messrs. Carpenter, Cullerton, Gordon, Halpin, Herting, Inscore, Jones, Kase, Loomis, Marsh, McFee, McLaughlin, Moose, Quinn, Scanlan, Sherman, Snow, Stroud, Webster—19.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

Mr. Hay (by consent), from the committee on judiciary, submitted the following report:

*To the Speaker of the House of Representatives :*

The judiciary committee, to whom was referred House bill, No. 643, (with a proposed amendment) for "An act to revise the law in relation to injuries," having considered the same, report their action, as follows:

The committee recommend the amendment of the bill by striking out section two (2), and not being able to agree upon further amendment, report the bill back to the House without further recommendation.

The report of the committee was concurred in, and,

On motion of Mr. Hay,

The consideration of the bill and amendment was postponed and made the special order for Wednesday next, January 28th.

By consent, House bill, No. 737, for "An act to provide for fees of certain officers therein named in counties of the third class,"

Was taken up and read a second time.

Mr. Sherman submitted the following amendment:

Section 1, line 42, strike out after the word "day," the words "fifty cents," and insert the words "thirty-five cents."

Which was adopted.

Mr. Herting submitted the following amendment:

Section 1, strike out line 44.

Which was not adopted.

Mr. Bradwell submitted the following amendment:

Amend by inserting in line 17½ the word "necessary" before the word "actual."

Which was adopted.

The bill was then ordered engrossed for a third reading.

By consent, House bill, No. 716, for "An act providing for trial of rights of property in certain cases before the county court,"

Was taken up, read a second time, and ordered engrossed for a third reading.

Mr. Savage (by consent), from the committee on canal and river improvements, to which was referred House bill, No. 707, for "An act making an appropriation for fixing the lock gates on the Little Wabash," reported the same back and submitted as a substitute therefor, House bill, No. 758, for "An act making an appropriation for repairing the lock gates on the Little Wabash river," and recommended that the substitute be passed and the original bill be laid on the table.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time, and ordered to a second reading.

By consent, House bill, No. 720, for "An act concerning jurors, and to repeal certain acts herein named," on second reading,

Was taken up and referred to the committee on judiciary.

Mr. Westfall (by consent), from the committee on fees and salaries, submitted the following report:

The committee on fees and salaries, to which was referred House bill, No. 676, for "An act to fix the compensation of members of the General Assembly of this State, and the clerks and officers thereof," have had the same under consideration, and respectfully report the same back with the recommendation that it lie on the table.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Westfall (by consent), from the committee on fees and salaries, submitted the following report:

The committee on fees and salaries, to which was referred House bill, No. 712, for "An act to amend an act entitled 'an act to fix the salaries of State officers, etc.," have had the same under consideration, and beg leave to report the same back with the following amendments, and recommend that the same do pass as amended:

Strike out the word "two," wherever it occurs in following the words "eighteen hundred and seventy," and insert "four."

Insert the word "all," between the words "of" and "fees," in 2d line of 2d page of bill, and insert in last line but one, "eighth," instead of "seventh," so that it will read "Twenty-eighth General Assembly."

The report of the committee was concurred in, the bill read a first time, and ordered to a second reading.

Mr. Westfall (by consent), from the committee on fees and salaries, submitted the following report:

The committee on fees and salaries, to whom was referred Senate bill, No. 292, for "An act to revise the law in relation to sheriffs," have had the same under consideration, and beg leave to report the same back, with the recommendation that it do pass.

The report of the committee was concurred in, the bill read a second time and ordered to a third reading.

Mr. Westfall (by consent) submitted the following report:

The committee on fees and salaries, to whom was referred Senate bill, No. 293, for "An act to revise the law in relation to coroners," have had the same under consideration, and beg leave to report the same back with the recommendation that it do pass.

The report of the committee was concurred in, the bill read a second time, and,

On motion of Mr. Connolly,

Referred to the committee on judiciary.

Mr. Hart (by consent) submitted the following report:

Your committee on county and township organization, to whom was referred House bill, No. 623, for "An act to revise the law in relation to counties," have had the same under consideration, and have instructed me to report the bill back and recommend its passage.

The report of the committee was concurred in, and the bill read a second time.

Mr. Rountree submitted the following amendment:

Strike out of lines 15 and 16, of section 25, the words "seven and one-half," and insert "seventy-five."

Which was adopted.

Mr. Crawford submitted the following amendment:

Amend section 23, line 3, by striking out the word "supervisors," and inserting the words "and such other supervisors as are or may be."

Which was adopted.

Mr. Gordon submitted the following amendment:

In 26th section, after "amount," in 15th line, strike out "of," and insert "and for what purpose."

Which was not adopted.

Mr. Jones submitted the following amendment:

Section 24, line 5, after the word "convey," insert the words "or lease."

Which was adopted.

Mr. Freeland submitted the following amendment:

Insert in section 57, after "law," second line: "Provided, any township of thirty-six full sections shall be allowed a separate organization;

but shall not be released from paying their proportional share of the debts of any township or townships from which they are separated."

Which was adopted.

On motion of Mr. Harvey,

At 12:20 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Moore of Marshall, from committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on January 23, 1874:

House bill, No. 713, for "An act to amend an act entitled 'Insurance,' approved March 11, A. D. 1869."

House bill, No. 558, for "An act to provide for the payment of the claim of P. W. Harts."

House bill, No. 571, for "An act to enable district school organizations or other school organizations created by special or private laws, to discontinue such organization and return to organization under the general school laws of the State."

Mr. Stewart of McLean (by consent) introduced House bill, No. 759, for "An act to reimburse to the county of McLean the sum of four thousand eight hundred and fifty dollars, in abatement of tax for the year 1872."

Which was read a first time, and referred to the committee on appropriations.

Mr. Stewart of McLean (by consent) introduced House bill, No. 760, for "An act to regulate the practice and pleadings in actions on policies of fire insurance."

Which was read a first time, and referred to the committee on insurance.

Mr. Golden (by consent) introduced House bill, No. 761, for "An act to amend section six, of an act entitled 'an act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois.'"

Which was read a first time.

Mr. Lomax moved to lay the bill on the table; which was not agreed to.

The bill was then referred to the special committee on temperance.

Mr. Mann (by consent) introduced House bill, No. 762, for "An act to amend an act entitled 'an act in regard to roads and bridges, in counties under township organization,' approved April 11, 1873."

Which was read a first time, and referred to the committee on roads, highways and bridges.

Mr. Crawford (by consent) introduced House bill, No. 763, for "An act to amend section thirty-five, of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

Which was referred to the committee on education.

The House then resumed the unfinished business of this morning, being the consideration of House bill, No. 623, for "An act to revise the law in relation to counties," on second reading.

Mr. Morrison submitted the following amendment:

Strike out of line 12, in section 26, the words after "published," and including the words "the board," in the 13th line, and insert the word "quarterly," and also insert after the word "also," in the 16th line, the words "annually publish."

Which was not adopted.

Mr. McLaughlin submitted the following amendment:

Strike out sections 59, 60 and 61.

Which was not adopted.

Mr. Sherman submitted the following amendment:

Add to the 59th section the following: "That in each of said districts each elector shall have as many votes as there are commissioners to be elected in said district, and may cumulate or distribute them among the several candidates as he pleases."

Which was not adopted, yeas 52, nays 68—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson Ballow, Booth, Bradwell, Casey, Collins, Cronkrite, Crosby, Cullerton, Darnell, Dewey, Dolan, Dunham, Gordon, Halpin, Hite of Madison, Hildrup, Hollis, Hopkins, Jackson, Jessup, Kase, Lane of Hancock, Lane of DeWitt, Lomax, Marsh, McAdams, McLaughlin, McPherran, Meacham, Middlecoff, Moore of Adams, Morrison, Neville, Oberly, Orendorf, Plowman, Pyatt, Quinn, Ramey, Scanlan, Scott, Sherman, Shumway, Smith, Stroud, Thornton, Virdee, Walker, Webber, Wood—52.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Barkley, Bishop of McHenry, Blakely, Bocock, Bullard, Cassidy, Chambers, Connolly, Crawford, Davis, Dement, Dolton, Easley, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Graham, Granger, Grant, Gridley, Griffith, Hart, Harvey, Hay, Henry, Jaques, Johnston, Jones, Lemma, Lietze, Mann, Massie, McDonald, McGee, Mitchell, Moore of Marshall, Moose, Moffett, Mulvane, Oakwood, Penfield, Pinnell, Pollock, Race, Rankin, Ray, Rice, Reuntree, Savage, Senne, Shaw, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Truitt, Warner, Waasburn, Wayman, Webster, Westfall, Wymore, Mr. Speaker—68.

So the amendment was not adopted.

Mr. McLaughlin moved to postpone the further consideration of the bill until to-morrow morning at 10 o'clock.

On motion of Mr. Dolton,

The motion to postpone was laid on the table.

Mr. Senne submitted the following amendment:

After the word "Jefferson," in line 1, section 59, insert the word "Norwood."

Which was not adopted.

Mr. Oberly submitted the following amendment:

Insert after section 48:

"§ 48½. All acts heretofore done by the boards of county commissioners, which might have been done by county courts in counties in which the said courts have not continued to do the business of said counties, are hereby legalized."

Which was adopted.

Mr. Crosby submitted the following amendment:

Strike out, in line 18, section 26, "a price satisfactory to the board," and insert "at reasonable rates."

Which was not adopted.

Mr. Gordon submitted the following amendment:

Section 26, strike out all of 17th and 18th line except "Provided," and insert "that where two or more newspapers are published in the county the county board shall publish their proceedings in the newspaper that will agree to publish the same for the lowest price."

Which was not adopted.

Mr. Ray submitted the following amendment:

Strike out of section 25, lines 20 and 21.

Which was not adopted.



Mr. Johnston submitted the following amendment:

Strike out all after the word "board," in line 6, section 35, to the word "such," in line 7.

Which was not adopted.

Mr. Gordon submitted the following amendment:

In section 26, 25th line, strike out all after the word (second) "at," and insert "the most public place in each precinct in the."

Which was not adopted.

Mr. Connolly moved to reconsider the vote by which Mr. Freeland's amendment to section 57 was adopted; which was agreed to.

The question again being, "Shall the amendment be adopted?" it was decided in the negative.

Mr. Connolly submitted the following amendment:

"*Provided*, whenever a majority of the legal voters, not less than one hundred, residing within any congressional township, shall petition said county board for separate organization, it shall be the duty of said board to erect such congressional township into a separate town. But no such new town shall be formed in any case, when to do so it shall be necessary to leave the part or parts of the town or towns to which such congressional township had previously been attached, inconveniently small for town organization, nor shall the territory of such congressional township be released from its *pro rata* share of any debt or debts previously contracted by the town or towns from which such congressional township shall be so detached."

Which was not adopted.

Mr. Oberly submitted the following amendment:

Strike out the 18th line, section 26, and insert the words "without unreasonable expense."

Which was adopted.

Mr. Henry submitted the following amendment:

Add to the first clause of section 26:

"*Provided*, they shall not have power to erect a new court house or jail without first submitting the question to a vote of the people of the county."

Which was not adopted, yeas 59, nays 61—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Anderson, Ballow, Barkley, Blakely, Bryant, Bullard, Casey, Caseedy, Carpenter, Crosby, Dewey, Dolan, Dresser, Easley, Ewing, Flanders, Freeman, Gordon, Griffith, Hart, Henry, Hite of Madison, Hite of St. Clair, Hildrup, Holles, Jaquess, Jackson, Jessup, Kase, Lane of DeWitt, Lewis, McGee, Middlecoff, Mitchell, Moore of Marshall, Moose, Morrison, Moffett, Mulvane, Oberly, Orndorff, Pinnell, Plowman, Pollock, Ramey, Rankin, Rice, Savage, Snow, Soule, Stewart of McLean, Stroud, Virden, Walker, Warner, Webber, Webster, Wymore—58.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Bocoock, Booth, Bradwell, Branson, Chambers, Collins, Crawford, Cronkrite, Cullerton, Darnell, Davis, Dement, Dolton, Dunham, Efler, Ferrier, Freeland, Graham, Granger, Grant, Grey, Gridley, Halpin, Harvey, Hopkins, Johnston, Jones, Lane of Hancock, Lietze, Loumax, Mann, Marsh, Massie, McDams, McDonald, McLaughlin, McPherson, Meacham, Moore of Adams, Neville, Oakwood, Penfield, Pyatt, Race, Ray, Rountree, Scanlan, Scott, Senne, Shaw, Sherman, Stewart of Winnebago, Taggart, Thomas, Washburn, Wayman, Westfall, Wood, Mr. Speaker—61.

So the amendment was not adopted.

Mr. Rountree submitted the following amendment:

Amend section 23: Insert in line 2, after the word "organization," the words "except the county of Cook." Strike out of line 3 the word "except," and from line 4 the words "in which the county affairs are managed."

Which was adopted.

Mr. Moore of Marshall moved to amend section 26 by striking out paragraph 5; which was not agreed to, yeas 17, nays 79—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Cassedy, Efner, Flanders, Jones, Marsh, Moore of Marshall, Moore of Adams, Orendorf, Pollock, Ramey, Rice, Senné, Shaw, Thomas, Walker, Westfall, Mr. Speaker—17.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Ballow, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Casey, Chambers, Collins, Crawford, Cronkite, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Ewing, Ferrier, Freeland, Freeman, Gordon, Granger, Gridley, Halpin, Hart, Henry, Holles, Jackson, Jessup, Johnston, Lane of Hancock, Lewis, Lomax, Massie, McAdams, McDonald, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moose, Morrison, Mulvane, Neville, Oakwood, Penfield, Plowman, Pyatt, Quinn, Race, Rankin, Ray, Rountree, Scanlan, Scott, Sherman, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Truitt, Virdee, Warner, Washburn, Wayman, Webber, Webster, Wymore—79.

So the amendment was not adopted.

Mr. Grey submitted the following amendment to section 26:

Strike out of line 26 the word "three," and insert the word "one" in lieu thereof.

Which was not adopted.

On motion of Mr. Lietze,

The bill was ordered engrossed for a third reading.

Mr. Moore of Marshall, from the joint committee on enrolled bills, begs leave to report that a bill of the following title has been correctly enrolled on January 23, 1874:

Senate bill, No. 425, for "An act to authorize the establishment of a ferry across the Illinois river."

Mr. Moore of Marshall, from the joint committee on enrolled bills, begs leave to report having laid before the Governor, on the 23d day of January, A. D. 1874, an enrolled bill of the following title, to-wit:

Senate bill, No. 425, for "An act to authorize the establishment of a ferry across the Illinois river."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 634, for "An act to amend section 44 of 'an act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior Courts in cities and towns; of the County Officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for County Officers in each class; to establish the fees of Masters-in-Chancery, Notaries Public, Commissioners, Arbitrators, Jurors, Witnesses, Justices of the Peace, Constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872."

On motion of Mr. Anderson,

At 5:10 o'clock P. M., the House adjourned to 10 o'clock A. M. tomorrow.

SATURDAY, JANUARY 24, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Anderson,

The further reading of the same was dispensed with.

Mr. Anderson (by consent) called up House bill, No. 731, for "An act to repeal an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,' approved February 15, 1865."

Which was read a second time, and ordered engrossed for a third reading.

Mr. Hart (by consent) presented petitions from citizens of LaSalle county, asking for an amendment to the revenue law; which were referred to the committee on revenue.

Mr. Jones (by consent) introduced House bill, No. 764, for "An act to amend section 3 of an act approved May 2, A. D. 1873, entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto,' and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved April 7, A.D. 1871."

Which was referred to the committee on railroads.

Mr. Wood (by consent) presented a communication from the board of supervisors of Effingham county, asking that the law extending the jurisdiction of county courts be repealed; which was referred to the committee on judicial department.

Mr. Easley moved to reconsider the vote by which House bill, No. 623, for "An act to revise the law in relation to counties," was ordered to a third reading.

Mr. Lietze moved to lay the motion to reconsider on the table; which was not agreed to.

The question recurring on the motion to reconsider, it was decided in the affirmative.

Mr. Easley submitted the following amendment:

Add after the word "therefor," at the end of the 6th line of section 26, the following: "But in counties not under township organization, no appropriations shall be made for the erection of public buildings, without first submitting the proposition to a vote of the people of the county, and said vote shall be submitted in the same manner and under the same restrictions as provided for in like cases in section 27 of this act, and the votes therefor shall be 'For taxation,' specifying the object, and those against, shall be 'Against taxation,' specifying the object."

Which was adopted.

Mr. Grey submitted the following amendment:

Amend section 26 by striking out the words "three" and "successive," in 26th line, and adding the word "one" in place of said word "three," and by striking the "s" off the word "weeks."

Which was adopted.

On motion of Mr. Johnston,  
The bill was ordered engrossed for a third reading.

On motion of Mr. Bradwell,  
The rules were suspended to receive a resolution.

Mr. Bradwell then submitted the following resolution :

*Resolved*, That the use of this hall, on next Monday evening, be given to Mrs. M. E. DeGeer, for the purpose of delivering her lecture, entitled "Woman's duty in the government."

Which was adopted.

By consent, House bill, No. 598, for "An act in relation to the collection of wages," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative, yeas 74, nays 41.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Bocock, Booth, Bradwell, Branson, Bullard, Casey, Chambers, Collins, Cronkrite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Easley, Ewing, Flanders, Freeland, Freeman, Grey, Griffith, Halpin, Harvey, Hertling, Hite of Madison, Hildrup, Jessup, Johnston, Jones, Kase, Lietze, Lomax, McLaughlin, Meacham, Middlecoff, Moore of Adams, Moose, Neville, Newton, Oberly, Oleson, Pollock, Pyatt, Quinn, Race, Ramey, Rankin, Ray, Rountree, Savage, Scanlan, Scott, Senne, Smith, Snow, Stewart of Winnebago, Stroud, Taggart, Thomas, Thornton, Truitt, Virden, Warner, Washburn, Wayman, Weber, Wood, Mr. Speaker—74.

Those voting in the negative are,

Messrs. Barkley, Bishop of McHenry, Blakely, Cassidy, Carpenter, Crawford, Dolton, Ferrier, Gordon, Graham, Granger, Gridley, Hart, Henry, Hopkins, Inacore, Jaquess, Jackson, Lane of Hancock, Lane of DeWitt, Lewis, Mann, Massie, McAdams, McDonald, McGee, Moore of Marshall, Moffett, Mulvane, Orendorff, Pinnell, Plowman, Rice, Shumway, Soule, Starr, Stewart of McLean, Walker, Webster, Westfall, Wymore—41.

The bill not having received the number of votes required by the constitution, was declared not passed.

Mr. McLaughlin moved to reconsider the vote by which the bill was lost.

On motion of Mr. Moore of Adams,

The consideration of the motion to reconsider was postponed, and made the special order for Wednesday next, January 28th.

On motion of Mr. Graham,

House bill, No. 721, for "An act in regard to assessors and collectors in certain incorporated cities, and to extend the time for the assessment and collection of the county and state taxes therein, for the year A. D. 1873,"

Was taken up, and read a second time.

Mr. Graham submitted the following substitute for section 2 :

§ 2. Such assessor shall, as soon as possible after the passage of this act, return a copy of his assessment books and schedules to the county clerk of the county in which such city is situated, as required by sections 90 and 91, of an act approved March 30th, 1872, entitled "An act for the assessment of property, and for the levy and collection of taxes;" and said county clerk is hereby directed to proceed at once, as in case of any assessment made under said act, to correct and perfect said books, and make out and transmit to the Auditor of Public Accounts an abstract of the assessment of property in said city, as required by section 98 of said act approved March 30, 1872; and the Auditor of Public Accounts shall equalize the assessment of such city, and complete the assessment of the capital stock of each company or association in such city, and report the rates to be added or deducted from the assessed valuation, and the amounts assessed, to such county clerk in the manner provided by law; and such county clerk is hereby required to extend upon the valuation so equalized and assessed, in the book or

books for the collection of taxes in such city, the full amount of taxes required to be collected, on the rates certified by the Auditor of Public Accounts, and also the full amount required to be levied and collected for county purposes within such city for the year 1873, and when completed shall deliver said tax book or books to the collector, mentioned in section 1 of this act, as soon as he is qualified as hereinafter provided.

Which was adopted.

Mr. Graham submitted the following amendment:

Amend section 4, by striking out of line 1, after the word "the" and before the word "collection," the words "assessment and." Insert in the same line, between the words "county" and "taxes," the words "and other."

Which was adopted.

The bill was then ordered engrossed for a third reading.

Mr. Branson (by consent) submitted the following report:

The committee on state institutions, to whom was referred House bill, No. 687, for "An act making appropriation for the ordinary expenses of the Northern Hospital and Asylum for the Insane at Elgin," having considered the bill, report the same back to the House and recommend the passage of the bill.

The report of the committee was concurred in, and the bill read a second time.

On motion of Mr. Mann,

The bill was referred to the committee on appropriations.

Leave of absence was granted to Mr. Scanlan.

Mr. Inscore (by consent) introduced House bill, No. 765, for "An act making sundry appropriations for the Southern Insane Hospital and Asylum at Anna."

Which was referred to the committee on state institutions.

By consent, House bill, No. 723, for "An act to amend section sixteen (16), of article eleven (11), of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872,"

Was read a second time, and ordered engrossed for a third reading.

Mr. Warner (by consent) presented a communication from the board of supervisors of Rock Island county, in relation to an appropriation for the Institution for the Education of Feeble-minded Children.

Which was referred to the committee on state institutions.

Mr. Warner (by consent) introduced House bill, No. 766, for "An act making an appropriation for the payment to the widow of the late Rev. Nehemiah Pierce, official delegate of the State of Illinois to the International Prison Congress, held in London July, 1872, for the preparation of his report made to the Governor, as required by joint resolution of the General Assembly."

Which was referred to the committee on appropriations.

Mr. Cronkite (by consent) submitted the following resolution:

*Resolved*, That the committee on printing, in addition to the duty devolved upon them by this House, be instructed to inquire into the charges made for copying, and report the same to the House.

By consent, House bill, No. 700, for "An act to amend section forty-three (43) of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," was read a second time, and,

On motion of Mr. Johnston,

Was recommitted to the committee on education.

Mr. Henry (by consent) submitted the following resolution:

WHEREAS great doubt exists, in counties not under township organization, whether sheriffs are entitled to commissions for collecting the revenue, in addition to the salary allowed by the board of county commissioners, or not; therefore,

*Resolved*, That the judiciary committee be requested to examine the law in this regard, and, if they find it necessary, to report a bill to this House that will remove all doubt on this subject.

Which was adopted.

On motion of Mr. Efner,

House bill, No. 653, for "An act to revise the law in relation to township organization,"

Was taken up, and the further consideration of the same postponed, and made the special order for Wednesday next, January 28th.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 24th day of January, 1874, laid before the Governor for his approval, viz:

House bill, No. 634, for "An act to amend section 44, of an act entitled 'an act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior Courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of Masters-in-Chancery, Notaries Public, Commissioners, Arbitrators, Jurors, Witnesses, Justices of the Peace, Constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872."

Senate bills on third reading being in order,

Senate bill, No. 296, for "An act to secure the free passage of fish in all the waters of this State," was read a third time, and,

On motion of Mr. Hopkins,

Referred to the committee on game and fish.

Senate bill, No. 292, for "An act to revise the law in relation to sheriffs," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 104, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Barkley, Blakely, Bradwell, Branson, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Crawford, Cronkite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolton, Dunham, Easley, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Gordon, Graham, Granger, Grey, Gridley, Griffith, Halpin, Hart, Hay, Henry, Herting, Hildrup, Inecore, Jaquess, Jackson, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Lietse, Loomis, Mann, Massie, McAdams, McLaughlin, McPherran, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Neville, Newton, Orendorff, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Rankin, Ray, Rice, Rountree, Savage, Senne, Shaw, Shumway, Smith, Snow, Soule, Stewart of Winnebago, Stroud, Taggart, Thomas, Thornton, Truitt, Virden, Walker, Warner, Webber, Webster, Wood, Wymore, Mr. Speaker—104.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 256, for "An act to amend section 51 of an act entitled 'an act in regard to practice in courts of record,'" was read a third time.

The bill and all the amendments thereto having first been printed and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 99, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Barkley, Blakely, Bradwell, Branson, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Connolly, Crawford, Crosby, Darnell, Davis, Dolan, Dolton, Dunham, Easley, Efner, Ewing, Ferrier, Flanders, Freeland,

Freeman, Gordon, Granger, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hay, Henry, Hildrup, Hopkins, Inscore, Jaques, Jackson, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Lietze, Loomis, Massie, McAdams, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Neville, Newton, Oberly, Orendorff, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Ray, Rice, Rountree, Savage, Senne, Shaw, Smith, Snow, Soule, Stewart of Winnebago, Stroud, Taggart, Thomas, Thornton, Truitt, Virden, Walker, Warner, Webber, Webster, Wood, Wymore, Mr. Speaker—29.

Messrs. Hite of Madison and Starr voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 330, for "An act making an appropriation for buildings and other improvements for the State Reform School, and for the purchase of stock," was taken up, and,

On motion of Mr. Bradwell,

Referred to the committee on penitentiary.

Mr. Starr (by consent) introduced House bill, No. 767, for "An act to amend section 2 of an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' approved March 30, A. D. 1872."

Which was referred to the committee on revenue.

Mr. Ewing (by consent) submitted the following resolution :

*Resolved*, That it is the sense of this House that the time now provided by law for the collection, return and settlement of taxes, shall apply to personal property only, but the collector shall retain the tax books until the tenth day of August, for the purpose of collecting the real estate taxes, when he shall make final settlement : *Provided*, the collector shall have power to sell personal property for real estate taxes.

*Resolved*, That the committee on revenue be and they are hereby instructed to report a bill so amending the revenue law as to carry out the provisions of the above resolution.

On motion of Mr. Anderson,

The resolution was laid on the table.

Mr. Savage (by consent) submitted the following resolution :

*Resolved by the House of Representatives, the Senate concurring herein*, That this General Assembly will adjourn, *sine die*, on the 20th day of February, 1874, at 12 o'clock M.

Mr. Shaw moved to postpone the further consideration of the resolution, and make it the special order for Tuesday, February 3d.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 486, for "An act to repeal an act entitled 'an act to establish a court of common pleas in the city of Amboy,' approved March 11, 1869."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Shaw, at 12:25 o'clock P. M., moved that the House adjourn to 10 o'clock A. M., Monday next; which was agreed to, yeas 60, nays 56—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Ballow, Barkley, Bocoek, Bullard, Casedy, Chambers, Crawford, Darnell, Davis, Dement, Dewey, Dolton, Easley, Efner, Ewing, Freeland, Freeman, Golden, Granger, Grey, Griffith, Hart, Harvey, Hay, Henry, Hildrup, Inscore, Jackson, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lemma, Mann, Massie, McGee, McPherran, Middlecoff, Mitchell, Moore of Marshall, Neville, Oleson, Penfield, Plowman, Race, Rankin, Savage, Shaw, Snow, Thornton, Truitt, Walker, Warner, Webster, Wood, Wymore, Mr. Speaker—60.

Those voting in the negative are,

Messrs. Anderson, Bishop of McHenry, Blakely, Bradwell, Branson, Casey, Carpenter, Collins, Conolly, Crosby, Dolan, Dunham, Ferrier, Flanders, Forth, Gordon, Graham, Gridley, Halpin, Hite of Madison, Hopkins, Jaques, James, Lewis, Lietze, Loomis, McAdams, McDonald, Meacham, Moore of Adams, Moose, Moffett, Newton, Oberly, Orendorff, Pinnell, Pyatt, Quinn, Ramey, Ray, Rice, Rountree, Scott, Senne, Shumway, Smith, Soule, Stewart of Winnebago, Streater, Stroud, Taggart, Thomas, Washburn, Webber—56.

So the motion to adjourn was agreed to.

MONDAY, JANUARY 26, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Moore.

The journal of yesterday was being read, when,

On motion of Mr. Dement,

The further reading of the same was dispensed with.

By consent, Senate bill, No. 486, for "An act to repeal an act entitled 'an act to establish a court of common pleas in the city of Amboy,' approved March 11, 1869," was read a first time, and ordered to a second reading.

A message from the Governor, by Philo J. Beveridge, Private Sec'y:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz:

House bill, No. 434, for "An act to amend section 44, of an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872." \*

The House resumed the unfinished business of Saturday, being the consideration of the motion to postpone the consideration of the resolution in relation to adjournment until Tuesday, February 3.

On motion of Mr. Golden,

A call of the House was ordered, when the following members answered to their names:

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Barkley, Bishop of McHenry, Blakely, Bocock, Booth, Bradwell, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Crawford, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dunham, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Golden, Gordon, Graham, Granger, Gridley, Griffith, Halpin, Hart, Harvey, Hay, Henry, Hite of Madison, Hildrup, Hopkins, Jaques, Jackson, Jessup, Johnston, Kase, Lewis, Lietze, Loomis, Mann, Massie, McGee, Meacham, Middlecott, Moore of Marshall, Moore of Adams, Moses, Moffett, Mulvane, Newton, Oberly, Olsson, Orendorff, Penfield, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Savage, Scott, Senne, Shaw, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stroud, Taggart, Thomas, Warner, Webber, Webster, Westfall, Wood, Wymore, Mr. Speaker—84.

It appearing that a quorum of the House was present,

On motion of Mr. Golden,

Further proceedings under the call were dispensed with.

The question recurring on the motion to postpone, it was decided in the affirmative, yeas 60, nays 38—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Ballow, Barkley, Bocock, Bullard, Cassidy, Carpenter, Chambers, Crawford, Davis, Dement, Dewey, Efner, Ewing, Ferrier, Freeland, Freeman, Golden, Gordon, Graham, Granger, Gridley, Hart, Henry, Herting, Hildrup, Hopkins, Jaques, Jackson, Johnston, Jones, Kase, Mann, Massie, McGee, Mitchell, Moore of Marshall, Moffett, Mulvane, Neville, Olsson, Orendorff, Penfield, Pollock, Pyatt, Race, Rankin, Rice, Senne, Shaw, Soule, Starr, Stewart of Winnebago, Taggart, Warner, Webster, Westfall, Wood, Wymore, Mr. Speaker—60.



Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Bishop of McHenry, Blakely, Booth, Bradwell, Casey, Collins, Crosby, Darnell, Dolan, Dunham, Flanders, Griffith, Halpin, Harvey, Hay, Hite of Madison, Jessup, Lewis, Lietze, Loomis, McLaughlin, Meacham, Middlecoff, Moore of Adams, Newton, Oberly, Quinn, Ray, Savage, Scott, Smith, Snow, Stroud, Thomas, Walker, Webber—38.

So the motion to postpone was agreed to.

Introduction of resolutions being in order, Mr. Dunham submitted the following:

*Resolved by the House of Representatives, the Senate concurring herein, That this General Assembly adjourn, without day, on the 14th day of February next, at 12 o'clock M.; and that hereafter revision bills, and bills relating to the revenue, railroads, and juries, shall have the precedence of all other business until finally disposed of.*

Mr. Jones moved to lay the resolution on the table; which was agreed to, yeas 67, nays 29—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Ballou, Barkley, Bocoock, Bullard, Cassedy, Carpenter, Chambers, Crawford, Crosby, Davis, Demeut, Dewey, Efner, Ewing, Ferrier, Freeland, Freeman, Golden, Gordon, Graham, Granger, Gridley, Griffith, Hart, Harvey, Henry, Herting, Hopkins, Jaquess, Jackson, Johnston, Jones, Kane, Lietze, Maun, Masie, McGee, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Moffett, Mulvane, Neville, Oleson, Orendorff, Penfield, Pollock, Pyatt, Race, Rankin, Rice, Savage, Senn, Snow, Soule, Starr, Stewart of Winnebago, Taggart, Walker, Warner, Webster, Westfall, Wood, Wymore, Mr. Speaker—67.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Bishop of McHenry, Booth, Bradwell, Casey, Collins, Darnell, Dolan, Dunham, Flanders, Halpin, Hite of Madison, Jessup, Lewis, Loomis, McLaughlin, Meacham, Middlecoff, Newton, Oberly, Quinn, Ray, Scott, Smith, Stroud, Thomas, Thornton, Webber—29.

So the motion to lay on the table was agreed to.

Mr. Moore of Marshall submitted the following:

*Resolved, That hereafter no member shall speak longer than ten minutes at one time, except by leave of the House.*

Which was referred to the committee on rules.

Mr. Anderson submitted the following:

*Resolved, That bills on revision, revenue and railroads, have precedence over all other business of this House.*

On motion of Mr. Jones,

The resolution was referred to the committee on rules.

Mr. Stroud submitted the following:

WHEREAS the safety and perpetuity of our free institutions depend upon the loyalty, patriotism and bravery of the citizens of our country; and, whereas, justice demands that those who periled their lives in defense of our country and its institutions, should be rewarded with a magnanimity becoming a great country; and whereas, in the opinion of this General Assembly, the soldiers who served our government in the Mexican war of 1846 and 1847, have never received at its hands the rewards due to them for their gallant services in our behalf in the days of our peril; therefore,

*Resolved by this House of Representatives now assembled, the Senate concurring herein, That our Senators in Congress be and they are hereby instructed, and our representatives are requested to vote for and urge the passage by Congress of a law giving to the soldiers of the Mexican war, pension for their services in said war in behalf of our country, and that the Clerk of this House be directed to transmit a copy of these resolutions to our Senators and Representatives in Congress, without delay.*

On motion of Mr. Mulvane,

The resolution was referred to the committee on federal relations.

Mr. Walker submitted the following:

*Resolved, That after next Wednesday, no more bills shall be introduced into this House except by leave of a majority of the House.*

On motion of Mr. Hopkins,

The resolution was referred to the committee on rules.

Mr. Rice submitted the following:

*Resolved, That the committee on judiciary is hereby instructed to report a bill fixing the pay of members of the General Assembly for time actually served, except in cases of sickness, or sickness in their families.*

On motion of Mr. Efner,

The resolution was referred to the committee on judiciary.

Mr. Moore of Marshall submitted the following :

*WHEREAS*, the common schools of this State are practically closed to a large number of the children, by reason of the high price and liabilities to change of text-books now in use; and *whereas*, the same may be obviated by a series of text books not so large in number, and common to all the districts in this State, and a copyright owned by the State and free to all printers and publishers in the United States to publish and sell the same; and *whereas*, the State is annually paying a large sum of money to the Superintendent of Public Instruction and the Professors in the Normal University; therefore, be it

*Resolved*, That the committee on education be and are hereby instructed to prepare a bill and report the same to this House, to amend the school law by providing for a uniform series of text books to be used in all the common schools in this State, and requiring that the Superintendent of Public Instruction and the Professors of the Normal University edit and compile such series of text-books, and the salaries that they now receive shall be sufficient remuneration for said work; the State copyright said books, and all printers and publishers shall be free to print or publish and sell the same.

Which was referred to the committee on education.

Mr. Henry submitted the following :

*Resolved*, That the report of the committee on contingent expenses, in regard to the expense of the railroad and warehouse commission, be printed and laid on the table for members.

Which was not adopted.

Mr. Massie submitted the following:

*Resolved*, That the committee on banks and banking be requested to report to the House, at as early a day as possible, Senate bill, No. 131, entitled "An act to establish savings banks."

Which was adopted.

Mr. Hopkins submitted the following :

*Resolved*, That the committee on judiciary be instructed to report a bill to fix salaries of members of the General Assembly for actual service, and to reduce the pay of clerks and servants.

Which was not adopted.

Mr. Warner submitted the following :

*WHEREAS*, the revision committee have, at great labor and expense to the State, prepared a great number of bills for the action of this Assembly; and *whereas*, there is a great amount of other unfinished business before this Assembly; therefore, be it

*Resolved* by this House, that we will proceed to the business before us, take it up in its regular order, complete it as speedily as possible, and then adjourn.

Which was adopted.

Presentation of petitions being in order,

Mr. Johnston presented a petition from the board of supervisors of Rock Island county, in relation to rendering aid to feeble-minded children.

Which was referred to the committee on public charities.

Mr. Dolan presented a petition from citizens of White county, asking for an appropriation for the Southern Normal University.

Which was referred to the committee on appropriations.

Mr. Neville presented a petition from citizens of Randolph county, asking that the time for the payment of taxes be extended ninety days.

Which was referred to the committee on revenue.

Mr. Bradwell presented petitions from citizens of Cook county, asking for an appropriation for the Foundling Orphans' Home, in the city of Chicago.

Which was referred to the committee on public charities.

Reports from standing committee being in order,

Mr. Hay submitted the following :

*To the Speaker of the House of Representatives :*

The judiciary committee, to whom was referred Senate bill, No. 295, for "An act to revise the law in relation to the rate of interest," having considered the same, report the bill back, with an amendment, and recommend that the bill pass, as amended.

Mr. Efner submitted the following amendment to the amendment submitted by the committee:

Add to amendment: "*Provided*, that no judgment shall bear a greater rate of interest than 10 per cent."

Which was adopted.

Mr. Mulvane submitted the following substitute for the amendment: Add to 3d section, after the word "judgment" in 3d line, the following: "All judgments shall draw 10 per cent. interest, per annum, or the maximum legal rate of interest."

Which was not adopted.

The question recurring on the adoption of amendment, as amended, it was decided in the affirmative.

The report of the committee, as amended, was concurred in, and the bill ordered to a third reading.

Mr. Golden submitted the following:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

The judiciary committee, to whom was referred House bill, No. 600, for "An act to repeal an act entitled 'an act to fund and provide for paying the railroad debts of counties, townships, cities and towns,' in force April 16, 1869," having considered the same, report the bill back to the House, with the recommendation that it do not pass.

Mr. Bradwell submitted the following as a substitute for the above report:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

The undersigned, members of the judiciary committee, to which was referred House bill, No. 600, entitled "An act to repeal an act entitled 'an act to fund and provide for paying the railroad debts of counties, townships, cities and towns,' in force April 16, 1869," are of the opinion that the said law is unconstitutional, unjust and oppressive upon many portions of the State, ought never to have been passed, and should be repealed. We, therefore, recommend that the bill for an act repealing the same do pass.

JAMES B. BRADWELL,  
JOHN M. ROUNTREE,  
CHARLES DUNHAM,  
JAMES SHAW,  
E. H. JOHNSTON,  
M. C. QUINN.

On motion of Mr. Ray,

The further consideration of the report and substitute was postponed, and made the special order for Tuesday, January 29th, after reading the journal.

Mr. Shaw from the committee on judicial department, to which was referred House bill, No. 349, for "An act to amend an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1871," reported the same back with amendments, and recommended its passage as amended.

The report of the committee was concurred in, the amendment adopted and the bill ordered engrossed for a third reading.

Mr. Snow from the committee on education, to which was referred House bill, No. 728, for "An act to amend section fifteen and a half (15½) of an act entitled 'an act to amend an act entitled 'an act to exempt the homestead from forced sale, and to provide for setting off the same, and to exempt certain personal property from attachment and sale on execution, and from distress for rent,' approved April 30, 1873," reported the same back with amendment, and recommended that the bill pass as amended.

The report of the committee was received, the amendment not adopted, the bill read a second time and ordered engrossed for a third reading.

Mr. Graham submitted the following :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

The committee on revenue, to whom was referred House bill, No. 671, for "An act to extend the time of payment of the tax levied on the assessment of A. D. 1873," have instructed me to report the same back, with recommendation that it lie on the table.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Graham submitted the following :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

Your committee on revenue, to whom was referred House bill, No. 654, for "An act to amend an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' approved March 30, 1872," have instructed me to report the same back, with recommendation that it pass.

The report of the committee was concurred in, and the bill ordered engrossed for a third reading.

Mr. Graham submitted the following :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

Your committee on revenue, to whom was referred House bill, No. 755, for "An act to amend section two (2) of an act entitled 'an act to provide the necessary revenue for State purposes,' have instructed me to report the same back, with recommendation that it be referred to the committee on finance.

The report of the committee was concurred in, and the bill referred to the committee on finance.

Mr. Ferrier submitted the following :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

Your committee on elections, to whom was referred House bill No. 701, for "An act to repeal an act entitled 'an act for the registry of electors and to prevent fraudulent voting,' approved February 15, 1865," would beg leave to report the same back to the House, with the recommendation that it lay on the table.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Ferrier submitted the following :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

Your committee on elections, to whom was referred House bill, No. 552, for "An act to amend an act entitled 'an act in regard to elections, and to provide for filling vacancies in elective offices,' approved April 3, 1872," would beg leave to report the same back to the House, with the recommendation that it lay on the table.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Ferrier submitted the following:  
TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

Your committee on elections, to whom was referred Senate bill, No. 141, a substitute for "An act to amend section 132 of an act entitled 'an act in regard to elections, and to provide for filling vacancies in elective offices,' approved April 3, 1872," respectfully beg leave to report the same back to the House, with the recommendation that the bill do pass.

The report of the committee was concurred in, the bill read a second time, and ordered to a third reading.

Mr. Ray (by consent) introduced the following:

*Resolved, That the committee on printing be allowed a short hand reporter to take testimony in investigations now going on before said committee.*

On motion of Mr. Wood,

The rules were suspended and the resolution adopted.

Mr. Branson, from the committee on state institutions, laid before the House a communication from the secretary of the board of public charities; which was referred to the committee on public charities.

On motion of Mr. Harvey,

At 12 o'clock M. the House adjourned to 2:30 P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Introduction of bills being in order,

Mr. Quinn introduced House bill, No. 768, for "An act entitled 'an act to preserve sheep and to prevent dogs from killing the same.'"

Which was read a first time, and referred to the committee on agriculture and horticulture.

Mr. Washburn introduced House bill, No. 769, for "An act to enable towns to establish, maintain and govern parks and boulevards."

Which was read a first time, and referred to the committee on municipal affairs.

Mr. Hopkins introduced House bill, No. 771, for "An act to fix the compensation of members of the General Assembly of this State and the clerks and servants thereof."

Which was referred to the committee on judiciary.

Mr. Moose introduced House bill, No. 772, for "An act to regulate the practice of medicine in the State of Illinois."

Which was referred to the committee on miscellaneous subjects.

Mr. Bradwell introduced House bill, No. 773, for "An act to amend section 4 of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872."

Which was referred to the committee on judiciary.

Mr. Bullard introduced House bill, No. 774, for "An act to amend section thirty-two (32) of 'an act to provide for the election and qualification of justices of the peace and constables and to provide for the jurisdiction of justices of the peace in civil cases, and fix the duties of constables, and to repeal certain acts therein named,' approved April 1, 1872."

Which was read a first time and referred to the committee on judiciary.

Leave of absence was granted to Messrs. Taggart, Ballow and Hawes.

On motion of Mr. Hawes,

The rules were suspended, and House bills on third reading taken up.

House bill, No. 651, for "An act to revise the law in relation to promissory notes, bonds, due bills and other instruments in writing," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 102, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Barkley, Bishop of McHenry, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Casey, Cassidy, Chambers, Collins, Crawford, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grey, Gridley, Halpin, Hart, Harvey, Henry, Herting, Hopkins, Jaques, Jackson, Jessup, Johnston, Jones, Kase, Lewis, Lietze, Loomis, Mann, Massie, McAdams, McDonald, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Newton, Oakwood, Oberly, Oleson, Orendorff, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Savage, Scott, Senne, Smith, Snow, Soule, Starr, Stewart of Winnebago, Thornton, Truitt, Virden, Walker, Warner, Washburn, Wayman, Webber, Webster, Westfall, Wood, Wymore, Mr. Speaker—102.

Mr. Stroud voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

House bill, No. 649, for "An act to revise the law in relation to oaths and affirmations," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 100, nays 3.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Barkley, Bishop of McHenry, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Chambers, Collins, Crawford, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grey, Gridley, Halpin, Hart, Harvey, Henry, Herting, Hopkins, Jaques, Jackson, Jessup, Johnston, Kase, Lietze, Loomis, Mann, Massie, McAdams, McDonald, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Newton, Oakwood, Oberly, Oleson, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ray, Rice, Savage, Scott, Senne, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stroud, Thomas, Thornton, Virden, Walker, Warner, Washburn, Wayman, Webber, Webster, Westfall, Wood, Wymore, Mr. Speaker—100.

Those voting in the negative are,

Messrs. Jones, Lewis, Shumway—3.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 647, for "An act to revise the law in relation to names," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 83, nays 16.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Blakely, Bocock, Booth, Branson, Bryant, Bullard, Casey, Cassidy, Chambers, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grey, Gridley, Hart, Harvey, Henry, Hopkins, Jaques, Jackson, Jessup, Johnston, Lietze, Mann, McAdams, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Neville, Oakwood, Oberly, Oleson, Orendorff, Penfield, Pinnell, Pollock, Pyatt, Race, Rankin, Ray, Savage, Senne, Smith, Snow, Soule, Starr, Stewart of Winnebago, Thomas, Thornton, Virden, Warner, Washburn, Wayman, Webber, Webster, Westfall, Wood, Wymore, Mr. Speaker—83.

Those voting in the negative are,

Messrs. Bradwell, Collins, Crawford, Halpin, Herting, Kase, Loomis, Massie, McDonald, McGee, McLaughlin, Plowman, Quinn, Shumway, Stroud, Truitt—16.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 645, for "An act to revise the law in relation to limited partnership," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 97, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Chambers, Collins, Crawford, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Doltou, Dunham, Flanders, Freeland, Freeman, Golden, Graham, Granger, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hay, Herting, Hopkins, Jackson, Jessup, Johnston, Jones, Lemma, Lewis, Lietze, Loomis, Massie, McAdams, McDonald, McJee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Neville, Newton, Oakwood, Oberly, Orendorff, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Savage, Scott, Senne, Shumway, Snow, Soule, Starr, Stewart of Winnebago, Stroud, Thomas, Thornton, Truitt, Virden, Walker, Warner, Washburn, Wayman, Webster, Westfall, Wood, Wymore, Mr. Speaker—97.

Messrs. Henry and Kase voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 607, for "An act in regard to attorneys-general and State's attorneys," was read a third time, and,

On motion of Mr. Crawford,

Recommitted to the committee on revision.

House bill, No. 652, for "An act to revise the law in relation to the State library," was read a third time.

The bill and all the amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 95, nays 00.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Barkley, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Crawford, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Doltou, Dunham, Efner, Ewing, Flanders, Freeman, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Hay, Henry, Herting, Hopkins, Jaques, Jackson, Jessup, Johnston, Jones, Kase, Lemma, Lewis, Lietze, Mann, Massie, McAdams, McDonald, McLaughlin, McPherran, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Moose, Moffett, Neville, Newton, Oakwood, Oberly, Olson, Orendorff, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Savage, Scott, Senne, Shumway, Smith, Snow, Soule, Starr, Stewart of Winnebago, Thomas, Thornton, Virden, Walker, Washburn, Webber, Webster, Westfall, Wood, Wymore, Mr. Speaker—96.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 291, for "An act to amend section 8 of an act entitled 'an act to provide for annexing and excluding territory to and from cities, towns and villages,' approved April 10, 1872," was read a third time, and,

On motion of Mr. Pollock,

Referred to the committee on judiciary.

A message from the Senate, by Mr. Ray:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolutions, to-wit:

WHEREAS, There is a prevailing opinion in the minds of many of the members of this General Assembly that the various charitable institutions of the State are unnecessarily expensive, as now managed; and whereas it is asserted that in many of said institutions supplies are purchased at retail prices at greater expense to the State than is absolutely necessary; and whereas it is the duty of this General Assembly to protect the interests of the people who pay taxes for the support of said institutions; therefore,

*Resolved by the House, the Senate concurring herein,* That there be a joint special committee appointed, to consist of three members on the part of the House, and two on the part of the Senate, whose duty it shall be to thoroughly investigate the affairs of said charitable institutions, to ascertain the manner and principle of their management, and inquire into the expediency of putting the control and management of all said institutions under the control of one board of commissioners.

*Resolved,* That if said committee cannot get the necessary information from the State Board of Public Charities and the several departments of the State, that they are hereby instructed to visit the said institutions for the purpose of collecting such information, and that they report the result of their investigation at the earliest day practicable; that if the interest of the State requires it, said committee report a bill revising the laws governing said institutions, and, as far as may be, to remedy the evils complained of.

With the following amendment thereto: Strike out the words "as soon as practicable," and insert the words "during the present session of the General Assembly."

In the adoption of which amendment I am instructed to ask the concurrence of the House of Representatives.

House bill, No. 571, for "An act to enable district school organizations, or other school organizations created by special or private laws, to discontinue such organization and return to organization under the general school laws of the State," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 78, nays 14.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Barkley, Bishop of McHenry, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Chambers, Crawford, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Flanders, Freeland, Freeman, Gordon, Graham, Granger, Gridley, Hart, Harvey, Henry, Hite of Madison, Jaquess, Jackson, Jessup, Johnston, Lewis, Lietze, Massie, McAdams, McGee, McLaughlin, McPherran, Middlecoff, Moore of Adams, Moose, Moffett, Mulvane, Neville, Newton, Oakwood, Oberly, Oleson, Orendorff, Plowman, Race, Rice, Scott, Senne, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stroud, Thomas, Truitt, Virden, Waashburn, Webber, Webster, Westfall, Wymore, Mr. Speaker—78.

Those voting in the negative are,

Messrs. Alexander of Crawford, Collins, Grey, Griffith, Jones, Moore of Marshall, Pinnell, Pyatt, Quinn, Ray, Savage, Thornton, Walker, Wood—14.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

House bill, No. 713, for "An act to amend an act entitled 'Insurance,' approved March 11, 1869," was read a third time.

The bill and all amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the negative—yeas 22, nays 61.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Bishop of McHenry, Blakely, Bocock, Booth, Casey, Crosby, Dement, Flanders, Freeland, Granger, Gridley, Lietze, Neville, Newton, Pollock, Quinn, Race, Rice, Senne, Smith, Wymore—22.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Bradwell, Bryant, Bullard, Cassidy, Chambers, Collins, Crawford, Darnell, Davis, Dewey, Dolan, Dolton, Freeman, Gordon, Grey, Griffith, Harvey, Ray, Henry, Herting, Hite of Madison, Hopkins, Jackson, Jessup, Johnston, Jones, Kase, Kase, Lewis, Mann, Massie, McAdams, McLaughlin, McPherran, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Oakwood, Oleson, Orendorff, Pyatt, Ray, Savage, Scott, Snow, Soule, Starr, Stewart of Winnebago, Stroud, Thomas, Thornton, Truitt, Walker, Westfall, Mr. Speaker—61.

The bill not having received the number of votes required by the constitution, was declared not passed.

Mr. Starr moved to reconsider the vote by which the bill was lost; which was agreed to.

On motion of Mr. Collins,

The bill was referred to the committee on insurance.



House bill, No. 457, for "An act to repeal section 28 of 'an act in regard to evidence and depositions in civil cases,' in force July 1, 1872," was read a read time.

The bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 70, nays 36.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Barkley, Bishop of McHenry, Blakely, Boesock, Booth, Bradwell, Casey, Cassidy, Carpenter, Collins, Connolly, Crawford, Crosby, Dement, Dewey, Dolan, Dolton, Efner, Freeland, Freeman, Graham, Granger, Gridley, Griffith, Hart, Harvey, Herting, Hite of Madison, Johnston, Kase, Lemma, Lewis, Lietze, Massie, McPherran, Meacham, Moore of Marshall, Moore of Adams, Moffett, Newton, Oleson, Orendorff, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Savage, Scott, Senne, Smith, Soule, Starr, Stewart of Winnebago, Stroud, Thomas, Thornton, Truitt, Virden, Walker, Washburn, Webber, Webster, Wymore, Mr. Speaker—70.

Those voting in the negative are,

Messrs. Alexander of Crawford, Bryant, Bullard, Chambers, Darnell, Davis, Dunham, Ewing, Flanders, Gordon, Grey, Halpin, Hay, Henry, Hildrup, Hopkins, Jaques, Jackson, Jessup, Jones, Mann, McAdams, McDonald, McGee, McLaughlin, Middlecoff, Moose, Mulvane, Neville, Oakwood, Oberly, Penfield, Rice, Shaw, Westfall, Wood—36.

The bill not having received the number of votes required by the constitution, was declared lost.

On motion of Mr. Hopkins,

At 4:55 o'clock P. M. the House adjourned.

TUESDAY, JANUARY 27, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Kase,

The further reading of the same was dispensed with.

Mr. Kase (by consent) submitted the following resolution :

WHEREAS, The Hon. Richard F. Travelock, of Detroit, Mich., hath announced that he will deliver a free lecture in the city of Springfield, on Thursday night, the 29th inst., upon the subject "The financial problem;" therefore, be it

Resolved, That we, the members of this General Assembly, do hereby tender to him the use of this hall in which to deliver the same.

Which was adopted.

Mr. McAdams (by consent) introduced House bill, No. 775, for "An act to provide for the incorporation of school districts in this State to which donations or bequests have been made for school purposes."

Which was referred to the committee on education.

House bills on third reading being in order,

House bill, No. 433, for "An act to amend section 47 of an act entitled 'an act in regard to evidence and depositions in civil cases,' approved March 29, 1872," was read a third time.

The bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 91, nays 00.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Bishop of McHenry, Blakely, Booth, Bradwell, Bryant, Bullard, Casey, Cassidy, Chambers, Collins, Connolly, Crawford, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Flanders, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Hart, Harvey, Henry, Hopkins, Jaques, Jackson, Jessup, Johnston, Jones, Kase, Lane of De Witt, Lietze, McAdams, McDonald, McLaughlin, McPherran, Meacham, Middlecoff, Moore of Adams, Moose, Moffett, Mulvane, Newton, Oakwood,

Oberly, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Rogers, Rountree, Savage, Scott, Senne, Shaw, Shumway, Smith, Snow, Soule, Stewart of Winnebago, Streeter, Stroud, Truitt, Virden, Warner, Wayman, Webber, Webster, Wood, Mr. Speaker—91.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 486, for "An act to restrict solitary confinement to certain cases in the Illinois State Penitentiary," was read a third time.

The bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 64, nays 36.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Barkley, Bocock, Bradwell, Bullard, Casey, Chambers, Collins, Connolly, Cronkite, Darnell, Davis, Dement, Dewey, Dolton, Dunham, Efner, Forth, Freeland, Freeman, Gordon, Grainger, Grant, Gridley, Griffith, Hart, Harvey, Henry, Harrington, Jessup, Johnston, Jones, Kase, Lane of De Witt, Lewis, McAdams, McDonald, McLaughlin, McPherran, Moore of Marshall, Moose, Neville, Newton, Oakwood, Oberly, Plowman, Pollock, Rankin, Rice, Rogers, Savage, Scott, Senne, Shaw, Smith, Soule, Starr, Stroud, Thomas, Thomas, Webber, Webster, Wood, Wymore—64.

Those voting in the negative are,

Messrs. Anderson, Bishop of McHenry, Blakely, Booth, Bryant, Cassidy, Crawford, Crosby, Dolan, Ewing, Flanders, Grey, Hopkins, Jaques, Jackson, Lemma, Lietze, Mann, Middlecoff, Moore of Adams, Moffett, Nulton, Penfield, Pinnell, Quinn, Race, Ray, Rountree, Savage, Shumway, Stewart of Winnebago, Virden, Walker, Warner, Washburn, Wayman, Mr. Speaker—36.

The bill not having received the number of votes required by the constitution, was declared lost.

Mr. Quinn moved to reconsider the vote by which the bill was lost.

Mr. Hopkins moved to lay the motion to reconsider on the table; which was not agreed to, yeas 36, nays 68—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Bryant, Cassidy, Crawford, Crosby, Flanders, Graham, Grey, Harvey, Hopkins, Jaques, Jackson, Lietze, Mann, Masie, McAdams, McDonald, Middlecoff, Moore of Adams, Moffett, Orendorf, Penfield, Pinnell, Pyatt, Race, Ray, Rountree, Savage, Shumway, Soule, Stewart of Winnebago, Streeter, Virden, Warner, Washburn, Wayman, Wymore, Mr. Speaker—36.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Barkley, Blakely, Bocock, Booth, Bradwell, Bullard, Casey, Chambers, Collins, Cronkite, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Ferrier, Freeland, Freeman, Gordon, Grant, Gridley, Halpin, Hart, Henry, Harrington, Hite of Madison, Hollis, James, Johnston, Jones, Kase, Lane of DeWitt, Lewis, Loomis, McLaughlin, McPherran, Mescham, Moore of Marshall, Moose, Neville, Newton, Oakwood, Oberly, Plowman, Pollock, Quinn, Rankin, Rice, Rogers, Scott, Shaw, Smith, Snow, Starr, Stroud, Thomas, Thornton, Walker, Webber, Webster, Wood—48.

So the motion to lay on the table was not agreed to.

On motion of Mr. Oberly,

The further consideration of the motion to reconsider was postponed and made the special order for Thursday, January 29th.

House bill, No. 306, for "An act to authorize courts of record in certain cases to order lands to be subdivided and platted," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 100, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Bishop of McHenry, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Chambers, Collins, Crawford, Cronkite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Flanders, Freeland, Freeman, Gordon, Graham, Grainger, Grant, Gridley, Griffith, Harvey, Harrington, Hite of Madison, Hollis, Hopkins, Jaques, Jackson, James, Jessup, Johnson, Jones, Kase, Lietze, Loomis, Mann, Masie, McAdams, McDonald, McLaughlin, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvaue, Neville, Newton, Nulton, Oakwood, Oberly, Orendorf, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ray, Rice, Rogers, Rountree, Savage, Scott, Senne, Shumway, Smith, Snow, Soule, Starr, Stewart of Winnebago, Streeter, Stroud, Thomas, Truitt, Virden, Walker, Warner, Washburn, Wayman, Webber, Webster, Wood, Wymore, Mr. Speaker—100.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 188, for "An act to protect persons pledging personal property as collateral security for loans of money in the State of Illinois," was read a third time.

The bill and all amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 92, nays 16.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Barkley, Bishop of McHenry, Blakely, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Chambers, Connolly, Crawford, Crosby, Dement, Dewey, Dolan, Dresser, Efner, Ewing, Ferrier, Flanders, Freeland, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hart, Harvey, Hay, Henry, Herrington, Hopkins, Jessup, Johnston, Jones, Kase, Lietze, Loomis, Massie, McAdams, McDonald, McGee, McLaughlin, Meacham, Middlecott, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Penfield, Pinnell, Pollock, Quinn, Race, Ray, Rice, Rogers, Rountree, Savage, Scott, Senne, Shaw, Smith, Snow, Soule, Stewart of Winnebago, Streator, Stroud, Thomas, Thornton, Truitt, Virden, Warner, Wayman, Webster, Westfall, Wood, Wymore, Mr. Speaker—92.

Those voting in the negative are,

Messrs. Bocock, Collins, Darnell, Davis, Dolton, Dunham, Hite of Madison, Hoiles, Jaquess, Jackson, Lewis, McPherran, Plowman, Pyatt, Starr, Webber—16.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Hay (by consent) submitted the following report:

*To the Speaker of the House of Representatives:*

The judiciary committee, to whom was referred House bill, No. 720, for "An act concerning jurors, and to repeal certain acts herein named," having considered the bill, report it back to the House, with an amendment, hereto attached, and recommend the passage of the bill as amended.

The report of the committee was concurred in, the bill read a second time, and the amendment adopted.

Mr. Moore of Marshall submitted the following amendment:

Strike out all after the word "exemption," in line 8, section 14.

On motion of Mr. Grey,

The amendment was laid on the table.

Mr. Wood submitted the following amendment:

In section 2, line 4, strike out the words "except county courts."

Which was not adopted.

Mr. Dunham submitted the following amendment:

Strike out all after the word "exemption," in 8th line of 14th section, and insert the following: "*Provided*, if a person has served on a jury in a court of record within one year, he shall be exempt from again serving during such year, unless he waives such exemption: *Provided, further*, that it shall not be a cause of challenge that a juror has read in the newspapers an account of the commission of the crime with which the prisoner is charged, if such juror shall state, on oath, that he believes he can render an impartial verdict, according to the law and the evidence, and that he has no fixed and definite opinion as to the guilt or innocence of the accused which will require evidence to remove."

Which was not adopted.

Mr. Crawford submitted the following amendment:

Strike out of line 5, section 12, the words "or at any time during the term."

Which was not adopted.

Mr. Quinn submitted the following amendment:

Strike out the 4th paragraph of section 2.

Which was not adopted.

The bill was then ordered engrossed for a third reading.

Mr. Johnston (by consent) submitted the following report:

*To the Speaker of the House of Representatives:*

The judiciary committee, to whom was referred House bill, No. 606, for "An act to revise the law in relation to attachments of boats, vessels and rafts," having considered the same, have amended the bill, and as amended recommend its passage.

The report of the committee was concurred in, the bill read a second time, and the amendments adopted.

Mr. Oleson submitted the following amendments:

Strike out the words "or without," in line 5 of section 1, after the word "within." Also, strike out the words "or touching at ports in this State," in line 5 of section 1, and insert "or having their home port in this State."

Which were adopted.

The bill was then ordered engrossed for a third reading.

A message from the Governor, by Philo J. Beveridge, Private Sec'y:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, to-wit:

Senate bill, No. 165, for "An act making an appropriation to pay Robert Tillson & Co. ten thousand dollars, in full for their demand against the State."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed, on January 27, 1874, to-wit:

House bill, No. 723, for "An act to amend section 16 of article 11 of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872."

House bill, No. 737, for "An act to provide for fees of certain officers therein named, in counties of the third class."

House bill, No. 731, for "An act to repeal an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,' approved February 15, 1865."

House bill, No. 716, for "An act providing for trial of rights of property in certain cases before the county court."

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 27th day of January, 1874, laid before the Governor for his approval, viz:

Senate bill, No. 256, for "An act to amend section 51 of an act entitled 'an act in regard to practice in courts of record.'"

Senate bill, No. 292, for "An act to revise the law in relation to sheriffs."

Mr. Barkley submitted the following report:

*To the Speaker of the House of Representatives:*

The penitentiary committee, to whom was referred Senate bill, No. 330, for "An act making an appropriation for buildings and other improvements for the State Reform School, and for the purchase of stock," have considered the same, and report it back with an amendment, and recommend that the bill as amended be passed.

The report of the committee was concurred in, the amendment adopted, and the bill ordered to a third reading.

Mr. Hildrup (by consent) submitted the following :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

Your committee on railroads respectfully report that they have had under consideration the resolution of this House hereto attached, and, in pursuance of directions therein contained, have directed me to report back House bill, No. 776, for "An act to make the schedules prepared and published by the Railroad and Warehouse Commission *prima facie* evidence in the several courts of this State."

All of which is respectfully submitted.

The report of the committee was concurred in, the bill read a first time, and ordered to a second reading.

Mr. Hildrup (by consent), from the committee on railroads, to which was referred House bill, No. 688, for "An act to regulate the manner of crying the stations on passenger trains," reported the same back, and recommended that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Hildrup (by consent), from the committee on railroads, to which was referred House bill, No. 730, for "An act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto, and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved April 7, A. D. 1871," reported the same back, and recommended that it be passed.

The report of the committee was concurred in, the bill read a first time, and ordered to a second reading.

Mr. Hildrup (by consent), from the committee on railroads, to which was referred House bill, No. 732, for "An act to enable owners to recover damages for the injury to or the killing of stock by railroad companies," reported the same back, and recommended that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Hart (by consent) submitted the following :

*To the House of Representatives :*

GENTLEMEN: Your committee on county and township organization, to whom was referred House bill, No. 551, for "An act to define the term of service of supervisors in counties under township organization," have had the same under consideration, and have instructed me to report the same back, and recommend it be laid on the table.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Hart (by consent) submitted the following :

*To the Honorable House of Representatives :*

GENTLEMEN: Your committee on county and township organization, to whom was referred House bill, No. 691, for "An act to amend an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872, in force July 1, 1872," having had the

same under consideration, have instructed me to report the same back, with the recommendation that it be laid on the table.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Hart (by consent) submitted the following:

*To the Honorable House of Representatives:*

GENTLEMEN: Your committee on county and township organization, to whom was referred Senate bill, No. 168, for "An act to encourage the planting and growing of timber," have had said bill under consideration, and have instructed me to report the same back, with the recommendation that it do pass.

The report of the committee was concurred in, the bill read a second time, and,

On motion of Mr. Gordon,

The further consideration of the same was postponed, and made the special order for this afternoon at 3 o'clock.

Mr. Hart (by consent) submitted the following:

*To the Honorable the House of Representatives:*

GENTLEMEN—Your committee on county and township organization, to whom was referred House bill, No. 587, for "An act locating, re-locating or vacating of highways partly within and partly without incorporated towns and cities," have had the same under consideration, and have instructed me to report the same back, and recommend it be laid upon the table.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Starr (by consent) introduced House bill, No. 777, for "An act to enable companies, associations or societies owning or controlling library and other property belonging to such library association, to sell, lease or transfer the same to the directors of a free public library."

Which was read a first time, and referred to the committee on State library.

On motion of Mr. Crosby,

At 12:15 o'clock P. M., the House adjourned until 2:30 o'clock P. M.

## TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

House bill, No. 716, for "An act providing for trial of rights of property in certain cases before the county court," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 87, nays 4.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Barkley, Bishop of McHenry, Blakely, Bocock, Bradwell, Bullard, Casey, Cassidy, Chambers, Collins, Crawford, Crosby, Davis, Dement, Dewey, Dolan, Efner, Ewing, Ferrier, Freeman, Gordon, Graham, Grant, Grey, Gridley, Griffith, Hart, Hay, Henry, Herrington, Herting, Hite of St. Clair, Hopkins, Jaquess, Jackson, Johnston, Kase, Lane of DeWitt, Lewis, Lietze, Massie, McAdams, McFee, McLaughlin, Meacham, Middlecott, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Newton, Oakwood, Oberly, Olsson, Orendorff, Penfield, Plinnell, Plowman, Pollock, Pyatt, Quinn, Rankin, Ray, Rice, Savage, Scott, Senne, Shaw, Sault, Starr, Stewart of Winnebago, Stroud, Thomas, Truitt, Walker, Warner, Washburn, Wayman, Webster, Westfall, Wood, Wymore, Mr. Speaker—87.

Those voting in the negative are,

Messrs. Darnell, McDonald, McPherran, Smith—4.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

House bill, No. 107, for "An act to amend an act entitled 'an act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree,' was read a third time.

On motion of Mr. Efner,

The bill was laid on the table.

House bill, No. 500, for "An act to amend section 14 of an act entitled 'an act to provide for the management of the Illinois State Penitentiary, at Joliet,' was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 105, nays 00.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Barkley, Bishop of McHenry, Blakely, Bocoock, Booth, Bradwell, Bullard, Casey, Cassidy, Chambers, Collins, Connolly Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Ferrier, Flanders, Freeman, Gordon, Graham, Grant, Grey, Gridley, Griffith, Hart, Hay, Henry, Herrington, Herting, Hite of Madison, Hite of St. Clair, Hildrup, Hoiles, Hopkins, Jaquesa, Jackson, Johnston, Jones, Kane, Lewis, Lietze, Loomis, Massie, McAdams, McDonald, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Mulvane, Newton, Oakwood, Oberly, Oleson, Orendorff, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Rountree, Savage, Scott, Senne, Shaw, Smith, Soule, Starr, Stewart of Winnebago, Stroud, Thomas, Thornton, Truitt, Walker, Warner, Washburn, Wayman, Webber, Webster, Westfall, Wood, Wymore, Mr. Speaker—105.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 655, for "An act to amend an act entitled 'an act concerning bail in civil cases,' approved January 23, 1872," was read a third time.

The bill and all the amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 107, nays 00.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Barkley, Bishop of McHenry, Blakely, Booth, Bradwell, Casey, Cassidy, Chambers, Collins, Crawford, Cronkrite, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Ferrier, Flanders, Freeman, Gordon, Granger, Grant, Grey, Gridley, Griffith, Hart, Harvey, Hay, Herrington, Herting, Hite of Madison, Hite of St. Clair, Hildrup, Hoiles, Hopkins, Jaquesa, Jackson, Jessup, Johnston, Jones, Kane, Lane of DeWitt, Lewis, Lietze, Loomis, Mann, Massie, McAdams, McDonald, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Newton, Oakwood, Oberly, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Rogers, Rountree, Savage, Scott, Senne, Shaw, Shumway, Snow, Soule, Starr, Stewart of Winnebago, Streeter, Stroud, Thomas, Thornton, Truitt, Virden, Walker, Warner, Washburn, Wayman, Webber, Webster, Westfall, Wood, Wymore, Mr. Speaker—107.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 594, for "An act to amend an act entitled 'an act to provide for the incorporation of cities and villages,' was read a third time.

And the same and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 103, nays 10.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Barkley, Bishop of McHenry, Blakely, Bocoock, Bradwell, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Efner, Ewing, Ferrier, Flanders, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hay, Henry, Herrington, Herting, Hite of Madison, Hite of St. Clair, Hildrup, Hoiles, Hopkins, Jaquesa, Jackson, Jessup, Johnston, Lane of DeWitt, Lietze, Mann, Massie, McAdams, McDonald, McGee, McLaughlin, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Mulvane, Oakwood, Oberly, Oleson, Pen-

field, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Rogers, Rountree, Savage, Senne, Shaw, Shumway, Smith, Snow, Soule, Starr, Stewart of Winnebago, Streator, Stroud, Thomas, Truitt, Virden, Walker, Warner, Washburn, Wayman, Webber, Webster, Wymore, Mr. Speaker—193

Those voting in the negative are,

Messrs. Alexander of Crawford, Dunham, Jones, Kase, Loomis, McPherran, Scott, Thornton, Westfall, Wood—10.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

House bill, No. 737, for "An act to provide for fees of certain officers therein named in counties of the third class," was read a third time.

Mr. Herrington moved to refer the bill to the committee on fees and salaries; which was not agreed to.

The bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill, as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas, 119, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Barkley, Bishop of McHenry, Blakely, Bocock, Booth, Bradwell, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hay, Henry, Herrington, Herting, Hite of Madison, Hite of St. Clair, Hildrup, Hoiles, Hopkins, Jaquess, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of DeWitt, Lemma, Lewis, Loomis, Mann, Massie, McAdams, McDonald, McGee, McLaughlin, McPherran, Middlecote, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Newton, Oakwood, Oberly, Olsson, Orendorff, Ponfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Rogers, Rountree, Savage, Scott, Senne, Shaw, Shumway, Smith, Snow, Soule, Starr, Stewart of Winnebago, Streator, Stroud, Thomas, Thornton, Truitt, Virden, Walker, Warner, Washburn, Wayman, Webber, Webster, Westfall, Wood, Wymore, Mr. Speaker—119.

Messrs. Darnell and Lietze voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

House bill, No. 364, for "An act to amend section twenty-six (26) of an act entitled 'an in regard to practice in courts of record,' in force July 1, 1872," was read a third time.

On motion of Mr. Lietze,

The bill was laid on the table.

A message from the Governor, by Philo J. Beveridge, Private Sec'y:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

Senate bill, No. 256, for "An act to amend section 51 of an act entitled 'an act in regard to practice in courts of record.'"

Senate bill, No. 292, for "An act to revise the law in relation to sheriffs."

Senate bill, No. 425, for "An act to authorize the establishment of a ferry across the Illinois river."

House bill, No. 310, for "An act to provide for the sale of unclaimed property by common carriers, warehousemen and innkeepers," was read a third time.

And the same and all the amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 101, nays 3.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Barkley, Bocock, Bradwell, Bryant, Bullard, Casey, Cassidy, Chambers, Collins, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Ferrier, Flanders, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Harvey, Hay, Henry, Hite of Madison, Hildrup, Hoiles, Hopkins, Jaquess, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of DeWitt,



**Lemma, Lewis, Lietze, Loomis, Massie, McAdams, McGee, McLaughlin, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Moffett, Mulvane, Newton, Oakwood, Oberly, Orendorff, Penfield, Pinnell, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Rogers, Rountree, Savage, Scott, Senne, Shumway, Snow, Soule, Starr, Stewart of Winnebago, Streator, Stroud, Thomas, Truitt, Virden, Walker, Warner, Webber, Webster, Westfall, Wood, Wymore, Mr. Speaker—101.**

Those voting in the negative are,

**Messrs. Hart, Moore of Marshall, Plowman—3.**

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 537, for "An act to repeal an act entitled 'an act to attach a portion of town 19 north, range 12 west, to town 18 north, range 12 west, in Vermilion county, State of Illinois,' approved February 21, 1859," was read a third time.

And the same and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 90, nays 19.

Those voting in the affirmative are,

**Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Bishop of McHenry, Blakely, Bocock, Bryant, Bullard, Casey, Cassidy, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Halpin, Hart, Harvey, Herrington, Hite of Madison, Hite of St. Clair, Holles, Hopkins, Jaquess, Jackson, Johnston, Lemma, Mann, Massie, McAdams, McGee, McLaughlin, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Neville, Oakwood, Orendorff, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Rogers, Rountree, Savage, Scott, Senne, Smith, Snow, Soule, Stewart of Winnebago, Thomas, Walker, Warner, Webber, Webster, Westfall, Wood, Wymore, Mr. Speaker—90.**

Those voting in the negative are,

**Messrs. Anderson, Bradwell, Dunham, Griffith, Henry, Jones, Kase, Lane of DeWitt, Lewis, Lietze, Loomis, McPherran, Newton, Oleson, Streator, Stroud, Thornton, Truitt, Virden—19.**

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

On motion of Mr. Truitt,

House bill, No. 107, for "An act to amend section seven of an act entitled 'an act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree,' approved March 22, 1872."

Was taken from the table, and referred to the committee on banks and banking.

House bill, No. 522, for "An act to repeal an act entitled 'an act to establish a board of fire engineers, and to reorganize the fire department in the city of Quincy,' approved February 16, 1865; and an act to amend an act entitled 'an act to establish a board of fire engineers, and to reorganize the fire department in the city of Quincy, Illinois,' proved February 18, 1867," was read a third time.

And the same and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 107, nays 0.

Those voting in the affirmative are,

**Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Bocock, Bradwell, Bryant, Bullard, Casey, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dunham, Efner, Ferrier, Flanders, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Henry, Hite of Madison, Hite of St. Clair, Holles, Hopkins, Jaquess, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of DeWitt, Lemma, Lewis, Lietze, Loomis, Mann, Massie, McAdams, McLaughlin, McPherran, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Neville, Newton, Oakwood, Oberly, Orendorff, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Ramey, Ray, Rogers, Rountree, Savage, Scott, Senne, Shumway, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stroud, Thomas, Thornton, Truitt, Virden, Walker, Warner, Washburn, Webber, Webster, Westfall, Wood, Wymore, Mr. Speaker—107.**

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 558, for "An act to provide for the payment of the claim of P. W. Harts," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative, yeas 75, nays 32.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Bishop of McHenry, Blakely, Bocoock, Bradwell, Bryant, Bullard, Casey, Carpenter, Chambers, Crawford, Cronkrite, Crosby, Davis, Dement, Dewey, Dolton, Dunham, Ferrier, Flanders, Freeland, Gordon, Granger, Gridley, Halpin, Hart, Hite of St. Clair, Hopkins, Jaques, Jackson, James, Kase, Lemma, Lewis, Loomis, Mann, Massie, McGee, McLaughlin, McPherran, Meacham, Moore of Adams, Moose, Moffett, Mulvane, Neville, Newton, Oakwood, Oberly, Orendorff, Pinnell, Plowman, Pollock, Pyatt, Quinn, Rice, Rogers, Rountree, Savage, Shumway, Smith, Snow, Soule, Starr, Stroud, Thomas, Truitt, Walker, Washburn, Webber, Webster, Westfall, Wood, Mr. Speaker—75.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Collins, Connolly, Darnell, Dolan, Efner, Ewing, Freeman, Graham, Grant, Grey, Griffith, Harvey, Henry, Herrington, Hoiles, Jones, Lane of DeWitt, Lietze, McAdams, Middlecoff, Moore of Marshall, Oleson, Rankin, Scott, Stewart of Winnebago, Streeter, Thornton, Virden, Warner, Wymore—32.

So the bill not having received the number of votes required by the constitution, was declared not passed.

Mr. Jones entered a motion to reconsider the vote by which the bill was lost.

Mr. Moore of Marshall moved to lay the motion to reconsider on the table.

Which was not agreed to, yeas 23, nays 76—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Darnell, Freeman, Gordon, Graham, Grey, Henry, Herrington, Johnston, Lietze, McAdams, Middlecoff, Moore of Marshall, Oleson, Rankin, Scott, Senne, Stewart of Winnebago, Streeter, Thornton, Warner, Wymore—23.

Those voting in the negative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Bocoock, Booth, Bradwell, Bryant, Bullard, Casey, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Ferrier, Flanders, Freeland, Granger, Gridley, Griffith, Halpin, Herrington, Hite of St. Clair, Hopkins, Jaques, Jackson, James, Jessup, Jones, Kase, Lane of DeWitt, Lemma, Lewis, Mann, Massie, McGee, McLaughlin, McPherran, Meacham, Moore of Adams, Moose, Moffett, Neville, Newton, Oakwood, Oberly, Orendorff, Pinnell, Pyatt, Quinn, Rice, Rogers, Rountree, Shaw, Smith, Snow, Soule, Starr, Stroud, Thomas, Truitt, Walker, Washburn, Wayman, Webber, Webster, Wood, Mr. Speaker—76.

So the motion to lay the motion to reconsider on the table was lost.

The question recurring on the motion to reconsider the vote by which the bill was lost, it was decided in the affirmative.

Mr. Orendorff moved to refer the bill to the committee on appropriations; which was agreed to.

Mr. Carpenter submitted the following report of the committee on finance :

*To the Hon. Speaker, and the House of Representatives :*

Your committee on finance, to whom was referred the resolution requiring an examination of the books of the State Treasurer, also ordering that the money in the treasury be counted, most respectfully report that we find from the Auditor's books, and according to his certificate hereto attached, that there should be in the treasury, belonging to the several funds, viz :

Revenue (balance).....	\$274, 552 16
Interest.....	8, 981 78
School.....	56, 393 73
Illinois Central Railroad.....	129, 020 07
Delinquent land tax.....	331 06
Unknown and minor heirs.....	5, 180 01
Illinois River Improvement Fund.....	4, 475 34
Local Bond Fund.....	428, 097 59
Total.....	\$908, 031 74

Your committee proceeded to the Treasurer's office and carefully counted the money on hand, with the following results:

Amount of currency in vault.....	\$554, 442 14
Amount of specie in vault.....	528 09
Total in vault of Treasury.....	\$554, 970 23
Amount on deposit with American Exchange Bank of New York, to meet the payment of Local Bonds, Coupons, etc.....	353, 346 33
Total.....	\$908, 316 56

The Treasurer exhibited to your committee a letter from the Cashier of the American Exchange Bank of New York, dated the 20th instant, certifying to the amount of the above deposit; and your committee have also verified the same by telegram from the Cashier, received this morning.

Your committee also find that the Treasurer has on hand, in trust, for the Illinois river improvement fund, United States bonds to the amount of \$98,265 75; also bonds and securities to the amount of \$1,000,000, in trust for the insurance companies doing business in this State, as required by law to be deposited with him.

The amount of money now in the hands of the Treasurer is very much below the usual average of the funds belonging to the State. In view of the fact that the amount is usually much greater, your committee would respectfully suggest that the bond (\$200,000) given by the present Treasurer, under the law of 1848, is totally inadequate to afford such protection as the people have a right to require for the safe custody of their money. The act approved April 23, 1873, increased the Treasurer's bond to \$500,000; but the Treasurer having been elected and qualified prior to the passage of this law, filed his bond under the requirements of the old law.

The committee therefore recommend the passage of a law requiring the Treasurer to execute a bond in a penal sum sufficient to hold the State secure from danger of loss.

Your committee find that a porter and a day watchman and one night watchman are employed to guard the Treasury. The day watchman is only on duty at certain times in the day, and is not required to be present all the time. On Sunday, and at night, there is only one watchman on duty, which, considering the amount of treasure to be guarded, and the insecurity of the vault and safe in the Treasurer's office, is deemed by your committee to be entirely inadequate.

All of which is respectfully submitted.

T. A. CARPENTER, *Chairman*.  
THOS. M. HALPIN,  
T. P. ROGERS,  
F. E. BRYANT,  
A. L. VIRDEN,  
J. A. RACE,  
H. W. SNOW,  
JOHN A. FREELAND,  
JABEZ HARVEY,  
F. L. GRANGER,  
JAMES L. WYMORE.  
JOHN GORDON.

January 27, 1874.

STATE OF ILLINOIS, AUDITOR'S OFFICE,  
SPRINGFIELD, January 28, 1874.

I, Charles E. Lippincott, Auditor of Public Accounts of the State of Illinois, do hereby certify that the total amount of money in the State Treasury this twenty-sixth day of January, A. D. 1874, is nine hundred and eight thousand thirty-one seventy four one-hundredth dollars (\$908,031 74).

The above amount includes two hundred and seventy-four thousand five hundred and fifty-two and sixteen one-hundredth dollars (\$274,552 16) to the credit of the revenue fund, against which fund there are outstanding warrants amounting to thirty-eight thousand seven hundred and sixteen and ninety-six one-hundredth dollars (\$38,716 96), this amount being mostly for warrants issued on the 24th inst., for pay of members, officers and employees of the Twenty-eighth General Assembly, which have not yet been called for.

In addition to the nine hundred and eight thousand and thirty-one and seventy four one-hundredth dollars (\$908,031 74) now in the State Treasury, the Treasurer has ninety-eight thousand and thirty-seven and fifty one-hundredth dollars (\$98,037 50) in United States bonds, belonging to the Illinois river improvement fund, which were purchased with the net earnings received by the State from the Illinois and Michigan Canal, and the Lock at Henry, on the Illinois river, under section two of "An act authorizing the Board of Canal Commissioners to construct a dam and lock at or near Copperas creek, and to make an appropriation for such improvement," approved April 17, 1873, and in force July 1, 1873.

The foregoing statement is correct, as shown by the records of this office.

In testimony whereof, I hereunto subscribe my name, and affix the seal of my office, the date first above written.

[SEAL.]

C. E. LIPPINCOTT, Auditor P. A.

The report of the committee was concurred in, and,

On motion of Mr. Mann,

Five hundred copies of the report were ordered printed.

Mr. Carpenter (by consent), from the committee on finance, introduced House bill, No. 778, for "An act to amend section 1 of 'an act to revise the law in relation to the State Treasurer,' approved April 23, 1873."

Which was read a first time, and referred to the committee on judiciary.

Mr. McLaughlin (by consent) introduced House bill, No. 779, for "An act to amend section 1 of chapter sixty-four (64) of the Revised Statutes of 1845, entitled 'Licenses.'"

Which was referred to the committee on revenue.

Mr. Truitt (by consent) introduced House bill, No. 780, for "An act to amend section 1, of article 6, of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872."

Which was referred to the committee on municipal affairs.

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 309, for "An act for the relief of Frederic Wagner."

On motion of Mr. Jones,

At 4:45 o'clock P. M., the House adjourned to 10 o'clock A. M. to-morrow.

WEDNESDAY, JANUARY 28, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Moore.

The journal of yesterday was being read, when,

On motion of Mr. Hite of St. Clair,

The further reading of the same was dispensed with.

Mr. Hite of St. Clair (by consent) introduced House bill, No. 781, for "An act to establish a court of record in the city of East St. Louis."

Which was read a first time and referred to the committee on judicial department.

Mr. Freeman (by consent) introduced House bill, No. 782, for "An act in regard to estrays, and to provide for the taking up and disposal of the same."

Which was referred to the committee on agriculture and horticulture.

Mr. Herting (by consent) introduced House bill, No. 783, for "An act entitled 'an act for the relief of any person or persons, corporation or companies holding bonds or certificates of state indebtedness.'"

Which was read a first time, and referred to the committee on banks and banking.

Mr. Stroud (by consent) introduced House bill, No. 784, for "An act to amend section 1 of an act entitled 'an act in regard roads and bridges in counties under township organization,' approved April 11, 1873."

Which was read a first time, and referred to the committee on roads, highways and bridges.

Mr. Penfield (by consent) introduced House bill, No. 785, for "An act to provide for union depots at railroad crossings."

Which was read a first time, and referred to the committee on railroads.

Leave of absence was granted to Messrs. Mitchell and Sherman.

The special order for this hour being the consideration of House bill, No. 417, for "An act to amend an act entitled 'an act to incorporate the Union Stock Yards and Transit Company, of Chicago,' in force February 13, 1865," was taken up.

Mr. Moffett moved to refer the bill to the committee on agriculture and horticulture.

Mr. Hopkins moved to refer the bill to the committee on judiciary; which was not agreed to.

The question recurring on the motion to refer the bill to the committee on agriculture and horticulture, it was decided in the affirmative.

The special order for this hour being the consideration of a motion to reconsider the vote by which House bill, No. 598, for "An act in relation to the collection of wages," was lost, was taken up.

On motion of Mr. Virden,

The previous question was ordered.

The question then being on the motion to reconsider the vote by which the bill was lost, it was decided in the affirmative.

Mr. Starr moved to refer the bill to the committee on judiciary.

On motion of Mr. Bradwell,

The motion to refer was laid on the table.

The question again being, "Shall this bill pass?" it was decided in the affirmative—yeas 77, nays 41.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Boocock, Booth, Bradwell, Branson, Bullard, Casey, Collins, Connolly, Cronkite, Crosby, Darnell, Davis, Dement, Dewey, Delan, Colton, Dunham, Easley, Esher, Ewing, Farrier, Flanders, Freeland, Freeman, Grant, Griffith, Halpin, Harvey, Harrington, Herting, Hite of Madison, Hite of St. Clair, Hildrup, Jessup, Johnston, Jones, Kase, Kietze, Loomis, McAdams, McLaughlin, Mescham, Moore of Adams, Moose, Neville, Newton, Nulton, Oakwood, Oberly, Orendorf, Peltzer, Penfield, Plewman, Pollock, Quinn, Rice, Rogers, Rountree, Savage, Scott, Senne, Stewart of Winnebago, Streetor, Stroud, Thornton, Truitt, Virden, Walker, Warner, Washburn, Wayman, Webber, Weinheimer, Wood, Mr. Speaker—77.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Bishop of McHenry, Bryant, Cassidy, Carpenter, Chambers, Crawford, Forth, Granger, Grey, Gridley, Hart, Henry, Holles, Hopkin, Jacques, Jackson, James, Lane of DeWitt, Mann, Massie, McPherran, Moore of Marshall, Moffett, Mulvane, Pyatt, Race, Rankin, Ray, Shaw, Shumway, Snow, Soule, Starr, Stewart of McLean, Thomas, Webster, Wymore—41.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

The special order for this hour being the consideration of House bill, No. 653, for "An act to revise the law in relation to township organization," was taken up, the bill read a second time, and the amendments reported by the committee adopted.

Mr. Armstrong of La Salle submitted the following amendment:

Amend article 7, section 1, line 5, by inserting after the word "law," the following: "*Provided*, that no person, except justices of the peace, shall be eligible to hold more than one office at the same time, created by this act."

Mr. Efner submitted the following amendment to the amendment:

Strike out the words "except justices of the peace."

Which was adopted.

On motion of Mr. Streeter,

The amendment as amended was laid on the table.

Mr. Westfall submitted the following amendment:

Section 1, article 7, strike out the 6th, 7th, 8th, 9th and 10th lines, and insert in lieu thereof the words "having two thousand five hundred inhabitants, there shall be elected one additional supervisor, to be styled assistant supervisor; and for every additional two thousand inhabitants there shall be elected one additional supervisor—the population of towns to be ascertained by the last federal or state census preceding the election."

Mr. Dunham submitted the following substitute for the amendment:

Amend section 1, article 7, by striking out all after the word "law," in the 5th line, and inserting in lieu thereof the following: "*Provided*, that in any town (except in Cook county) having three thousand inhabitants, there shall be elected one additional supervisor, to be styled assistant supervisor; in towns having four thousand and five hundred inhabitants, there shall be elected two assistant supervisors, and so, for every additional fifteen hundred inhabitants, there shall be elected one additional supervisor—the population of towns to be ascertained by the last federal or state census preceding the election."

Pending the consideration of which,

On motion of Mr. Harvey,

At 12:15 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Jones (by consent) introduced House bill, No. 786, for "An act to amend an act entitled 'an act concerning corporations,' approved April 18, 1872."

Which was referred to the committee on corporations.

Mr. Hart (by consent), from the committee on civil service and re-trenchment, introduced House bill, No. 787, for "An act to provide for the election of a State Board of Charities, and to regulate and define their duties."

Which was ordered printed.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 360, for "An act in regard to forcible entry and detainer."

Senate bill, No. 403, for "An act to revise the law in relation to liens."

Senate bill, No. 443, for "An act to revise the law in relation to the supreme court."

Senate bill, No. 446, for "An act to fix the terms of the courts of Cook county."

Senate bill, No. 445, for "An act to revise the law in relation to the criminal court of Cook county."

Senate bill, No. 444, for "An act to revise the law in relation to circuit courts and the superior court of Cook county."

Senate bill, No. 393, for "An act to fix the compensation of the members, officers and employees of the General Assembly."

Senate bill, No. 510, for "An act to amend section 91 of an act entitled 'an act in regard to the administration of estates,' approved April 1, 1872."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Moore of Marshall, from the committee on engrossed and enrolled bills, begs leave to report that bills of the following titles have been correctly engrossed on the 28th day of January, 1874:

House bill, No. 654, for "An act to amend an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' approved March 30, 1872."

House bill, No. 721, for "An act in regard to assessors and collectors in certain incorporated cities, and to extend the time for the assessment and collection of the county and State taxes therein, for the year A. D. 1873."

On motion of Mr. Halpin, it was

*Resolved*, That that portion of the report of the finance committee relating to the inefficiency of the guard in the Treasurer's office, be referred to the committee on contingent expenses, with instructions to inquire in what manner the annual appropriation of \$2,990, made by this General Assembly for this purpose, is expended, and to report to this House at the earliest possible moment if any additional appropriation is necessary.

The House resumed the unfinished business of this morning, being the consideration of the substitute for the amendment to House bill No. 653.

Mr. Moore of Marshall moved to lay the substitute and amendment on the table; which was not agreed to, yeas 37, nays 71—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Blakely, Bocock, Bullard, Carpenter, Dewey, Efner, Freeman, Gridley, Griffith, Hart, Harvey, Herrington, Holles, Jones, Lane of DeWitt, Lietze, Massey, Moore of Marshall, Moffett, Mulvane, Oakwood, Pinnell, Plowman, Pollock, Pyatt, Race, Rice, Savage, Seale, Stewart of Winnebago, Stroud, Truitt, Webster, Wood, Wymore—37.

Those voting in the negative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Bishop of McHenry, Booth, Bradwell, Casey, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dolan, Dunham, Easley, Ewing, Ferrier, Flanders, Forth, Freeland, Gordon, Graham, Granger, Grant, Grey, Halpin, Henry, Hite of Madison, Hite of St. Clair, Hildrup, Hopkins, Jackson, James, Jessup, Johnston, Kase, Lemma, Lewis, Mann, McAdams, McPherran, Meacham, Middlecoff, Moore of Adams, Moose, Newton, Nulton, Oberly, Orendorff, Peltzer, Penfield, Ray, Rogers, Rountree, Scott, Shaw, Snow, Starr, Streeter, Thomas, Thornton, Virden, Walker, Warner, Wayman, Webber, Westfall, Mr. Speaker—71.

So the motion to lay on the table was not agreed to.

On motion of Mr. Ferrier,

The previous question was ordered.

The question being on the adoption of the substitute for the amendment, it was decided in the negative, yeas 48, nays 67—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

**Messrs.** Armstrong of Grundy, Bishop of McHenry, Bradwell, Bryant, Casey, Chambers, Collins, Crawford, Cronkite, Crosby, Darnell, Davis, Dement, Dunham, Easley, Graham, Grey, Henry, Herting, Hite of Madison, Hite of St. Clair, Hildrup, James, Kase, Lietze, McAdams, McLaughlin, McPherran, Meacham, Moore of Adams, Moose, Nulton, Oberly, Olsson, Orndorff, Quinn, Ray, Rogers, Rountree, Scott, Starr, Streeter, Thornton, Virden, Walker, Webber, Wood, Mr. Speaker—48.

Those voting in the negative are,

**Messrs.** Alexander of Crawford, Alexander of Montgomery, Anderson, Blakely, Bocock, Booth, Bullard, Cassidy, Carpenter, Connolly, Dewey, Dolan, Dolton, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Granger, Grant, Gridley, Griffith, Halpin, Hart, Harvey, Herrington, Holles, Hopkins, Jaques, Jackson, Jessup, Johnston, Jones, Lane of DeWitt, Lemma, Lewis, Mann, Massie, McGee, Middlecoff, Moore of Marshall, Moffett, Mulvane, Newton, Oakwood, Pinnell, Plowman, Pyatt, Race, Rice, Savage, Senne, Shaw, Shumway, Soule, Stewart of Winnebago, Stewart of McLean, Stroud, Thomas, Truitt, Warner, Webster, Weinheimer, Westfall, Wymore—67.

So the substitute was not adopted.

The question then being on the adoption of the amendment, it was decided in the affirmative, yeas 67, nays 51—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

**Messrs.** Alexander of Crawford, Armstrong of Grundy, Bishop of McHenry, Bradwell, Bryant, Casey, Chambers, Collins, Crawford, Cronkite, Crosby, Darnell, Davis, Dement, Dolton, Dunham, Easley, Ferrier, Flanders, Gordon, Graham, Granger, Grant, Grey, Halpin, Henry, Herting, Hite of Madison, Hite of St. Clair, Hildrup, Jackson, James, Johnston, Kase, Lemma, Lietze, McAdams, McLaughlin, McPherran, Meacham, Middlecoff, Moore of Adams, Moose, Newton, Nulton, Oberly, Olsson, Orndorff, Peltzer, Penfield, Quinn, Rankin, Ray, Rogers, Scott, Starr, Stewart of Winnebago, Streeter, Thornton, Truitt, Virden, Walker, Webber, Weinheimer, Westfall, Wood, Mr. Speaker—67.

Those voting in the negative are,

**Messrs.** Alexander of Montgomery, Anderson, Blakely, Bocock, Bullard, Cassidy, Carpenter, Connolly, Dewey, Dolan, Efner, Ewing, Forth, Freeland, Freeman, Gridley, Griffith, Hart, Harvey, Herrington, Holles, Hopkins, Jaques, Jessup, Jones, Lane of DeWitt, Lewis, Mann, Massie, McGee, Mitchell, Moore of Marshall, Moffett, Mulvane, Oakwood, Pinnell, Plowman, Pyatt, Race, Rice, Savage, Senne, Shaw, Shumway, Soule, Stewart of McLean, Stroud, Thomas, Warner, Webster, Wymore—51.

So the amendment was adopted.

Mr. Starr submitted the following amendment:

Amend article 7, section 1, in the 5th line, after the word "town," by inserting "or any city not included within the limits of any town."

Which was adopted.

Mr. Crawford submitted the following amendment:

Amend section 1, article 7, by adding to end of the last line of the section, the following: "Provided, that nothing in this act shall be so construed as to diminish the representation in the county board that any city or town has or is now entitled to by law."

Mr. Harvey moved to lay the bill and amendment on the table; which was not agreed to.

The question recurring on the adoption of the amendment, it was decided in the negative.

Mr. Race submitted the following amendment:

Insert after the word "law," in the 8th line of section 3, article 4, "and for the purpose of erecting a town hall and selecting a site for the same."

Which was not adopted.

Mr. Johnston moved to reconsider the vote by which the amendment submitted by Mr. Westfall, to section 1, article 7, was adopted; which was agreed to, yeas 64, nays 42—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

**Messrs.** Alexander of Montgomery, Anderson, Blakely, Bocock, Branson, Bullard, Cassidy, Carpenter, Connolly, Dewey, Dolan, Dunham, Efner, Ewing, Forth, Freeland, Freeman, Gridley, Griffith, Hart, Harvey, Herrington, Holles, Hopkins, Jaques, Jessup, Johnston, Jones, Lane of DeWitt, Lewis,



Mann, Massie, McAdams, Mitchell, Moore of Marshall, Moffett, Mulvane, Newton, Oakwood, Orendorff, Penfield, Pinnell, Plowman, Rankin, Ray, Rice, Rogers, Rountree, Savage, Scott, Senne, Shaw, Shumway, Soule, Stewart of Winnebago, Stewart of McLean, Stroud, Thomas, Virden, Warner, Webber, Webster, Weinheimer, Mr. Speaker—64.

Those voting in the negative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Bishop of McHenry, Bradwell, Bryant, Casey, Chambers, Collins, Crawford, Cronkite, Crosby, Davis, Flanders, Graham, Granger, Grant, Grey, Halpin, Herting, Hite of St. Clair, Hildrup, Jackson, James, Lietze, McGee, McLaughlin, McPherran, Middlecoff, Moore of Adams, Moose, Oleson, Peltzer, Pollock, Quinn, Race, Starr, Streeter, Thornton, Truitt, Walker, Westfall, Wood—42.

So the motion to reconsider was agreed to.

Mr. Johnston submitted the following amendment:

Strike out all after line 6, section 1, article 7, printed bill, and insert: "*Provided*, that in any town (except in Cook county) having four thousand inhabitants, there shall be elected one additional supervisor, to be styled assistant supervisor; in towns having six thousand five hundred inhabitants there shall be elected two assistant supervisors, and so, for every additional twenty-five hundred inhabitants, there shall be elected one additional supervisor; the population of towns to be ascertained by the last federal or state census preceding the election."

Which was adopted.

Mr. Massie submitted the following amendment:

After the word "year," line 3, section 1, article 7, insert "except the supervisor who shall hold his office for two years."

Which was not adopted.

Mr. Orendorff submitted the following amendment:

Add to article 7, section 1, "*Provided*, that nothing in this act shall be so construed as to diminish the representation that any city or town may now be entitled to by law."

Which was adopted.

Mr. Bocock submitted the following amendment:

Amend article 15, section 1, line 4, after the word "service," strike out the words "two dollars per day," and insert "three dollars per day and five cents per mile each way for traveling expenses, such expenses to be computed according to the shortest postal road from the home of the officer to the place necessary to be reached."

Which was not adopted.

Mr. Warner submitted the following amendment:

Amend by striking out section seven (7) for article ninth (9th).

Mr. Massie submitted the following substitute for the amendment:

Add to sec. 7, art. 9, "*Provided*, that any person elected to any town office against his expressed wishes, shall not be liable to the penalty."

Which was not adopted.

The question recurring on the adoption of the amendment, it was decided in the negative.

Mr. Gridley submitted the following amendment:

Add to section 1, article 13, "Said board shall consist of no less than three persons, and each person shall cast but one vote."

Which was adopted.

Mr. Cronkite submitted the following amendment:

Strike out all after the word "justice," in the third (3d) line of the 4th section of the 5th article."

Which was adopted.

Mr. Freeland submitted the following amendment:

Add section 9½ to article 3: "Any full congressional township shall not remain divided among adjoining towns containing full congressional townships, but shall have a separate town organization."

Which was not adopted.

Mr. Savage submitted the following amendment :

Strike out the word "two," in line 4, section 1, article 15, and insert "two and a half."

Which was adopted.

Mr. Savage submitted the following amendment :

Strike out of line 14, section 1, article 15, the word "three," and insert "two and a half."

Which was adopted.

Mr. Granger offered the following amendment :

Amend article 6, section 1, line 3—strike out the word "April," and insert the word "March."

Which was not agreed to.

Mr. Dewey submitted the following amendment :

Section 1, article 6, line 3, strike out the word "April," and insert "February."

Which was not agreed to.

Mr. Quinn submitted the following amendment :

Amend section 6, of article 6, by striking out of the second line all after the word "town," and insert "*Provided*, that if either of said persons is a candidate for office he shall not be qualified to act as judge at such election."

Which was not agreed to.

On motion of Mr. Hopkins,

The bill, as amended, was ordered engrossed for a third reading.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 258, for "An act in regard to the action of account."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Moore of Marshall, from committee on engrossed and enrolled bills, begs leave to report that a bill of the following title has been correctly engrossed on January 28, 1874 :

House bill, No. 720, for "An act concerning jurors, and to repeal certain acts herein named."

On motion of Mr. Mulvane,

At 5:20 o'clock P. M. the House adjourned to 10 o'clock A. M.

THURSDAY, JANUARY 29, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Moore.

The journal of yesterday was being read, when,

On motion of Mr. Walker,

The further reading of the same was dispensed with.

The special order for this hour, being the consideration of the report of the judiciary committee on House bill, No. 600, for "An act to repeal an act entitled 'an act to fund and provide for paying the railroad debts of counties, townships, cities and towns,' in force April 16, 1869," was taken up.

Mr. Armstrong of Grundy moved to postpone the further consideration of the report until 11 o'clock A. M.; which was not agreed to.

On motion of Mr. Grey,

The previous question was ordered.

The question being on concurring in the report of the judiciary committee, it was decided in the affirmative, yeas 77, nays 43—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Blakely, Boocock, Branson, Bryant, Bullard, Casey, Collins, Connolly, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dresser, Easley, Ewing, Forth, Freeland, Graham, Grant, Grey, Griffith, Henry, Holles, Hollenback, Jaques, Jackson, James, Lane of DeWitt, Lemma, Lewis, Lettze, Loomis, Marsh, Massie, McAdams, McGee, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moores, Moffett, Mulvane, Neville, Newton, Nulton, Oberly, Orendorff, Penfield, Pinnell, Pollock, Pyatt, Quinn, Race, Rankin, Rogers, Scott, Shumway, Snow, Soule, Starr, Stroud, Thornton, Truitt, Virden, Walker, Warner, Webster, Westfall, Wood, Mr. Speaker—77.

Those voting in the negative are,

Messrs. Armstrong of Grundy, Bishop of McHenry, Booth, Bradwell, Cassidy, Carpenter, Chambers, Crawford, Cronkrite, Dolton, Dunham, Efner, Ferrier, Flanders, Gordon, Gridley, Halpin, Hart, Harvey, Herrington, Hildrup, Hopkins, Jessup, Johnston, Jones, Mann, McLaughlin, McPherran, Morrison, Olsson, Peltzer, Plowman, Ray, Rountree, Savage, Scanlan, Senne, Shaw, Stewart of Winnebago, Stewart of McLean, Washburn, Wayman, Webster, Wymore—44.

So the report of the committee was concurred in, and the bill laid on the table.

The special order for this hour, being the consideration of the motion to reconsider the vote by which House bill, No. 486, for "An act to restrict solitary confinement to certain cases in the Illinois State Penitentiary," was taken up, and the motion agreed to.

The question again being, "Shall this bill pass?" it was decided in the affirmative—yeas 88, nays 31.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Bishop of McHenry, Blakely, Boocock, Booth, Bradwell, Branson, Casey, Chambers, Collins, Connolly, Cronkrite, Crosby, Darnell, Davis, Dewey, Dolan, Dunham, Easley, Efner, Ewing, Ferrier, Freeland, Gordon, Grant, Gridley, Griffith, Halpin, Hart, Harvey, Henry, Herrington, Hering, Hite of Madison, Hite of St. Clair, Hildrup, Holles, James, Jessup, Johnston, Jones, Kase, Lane of DeWitt, Lewis, Loomis, Marsh, Massie, McAdams, McGee, McLaughlin, McPherran, Mitchell, Moores, Neville, Nulton, Oakwood, Oberly, Orendorff, Peltzer, Plowman, Pollock, Quinn, Rankin, Rogers, Savage, Scanlan, Scott, Senne, Shaw, Shumway, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Truitt, Walker, Washburn, Webber, Webster, Weinheimer, Westfall, Wood, Wymore, Mr. Speaker—88.

Those voting in the negative are,

Messrs. Bryant, Cassidy, Dement, Flanders, Forth, Grey, Hollenback, Hopkins, Jaques, Jackson, Lemma, Lettze, Mann, Middlecoff, Moore of Marshall, Moore of Adams, Morrison, Moffett, Mulvane, Olsson, Penfield, Pinnell, Pyatt, Race, Ray, Rountree, Snow, Starr, Virden, Warner, Wayman—31.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

By consent, House bill, No. 743, for "An act entitled 'an act to secure to clergymen of all denominations free access to the penitentiary at Joliet, and all other penal, reformatory and charitable institutions in the State of Illinois,'"

Was read a second time, and ordered engrossed for a third reading.

Mr. Moffett submitted the following:

Your committee on agriculture and horticulture, to whom was referred House bill, No. 417, for "An act to amend an act entitled 'an act to incorporate the Union Stock Yard and Transit Company of Chicago,' in force February 13, A. D. 1865," would report the same back with an amendment, and recommend that the bill as amended be passed.

The report of the committee was received, and,  
 On motion of Mr. Hopkins,  
 The bill and amendments were referred to the committee on judiciary.  
 On motion of Mr. McLaughlin,  
 At 12:10 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

#### HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Johnston (by consent) introduced House bill, No. 788, for "An act to repeal an act entitled 'an act to vacate the plat of the western addition to Rock Island City,' and to restore the right thereby divested."

Which was read a first time, and ordered to a second reading.

Mr. Efner submitted the following :

*To the Speaker of the House of Representatives :*

The committee on banks and banking, to whom was referred Senate bill, No. 131, for "An act for establishing savings banks," having considered the same, report it back to the House, with amendments, recommending that the bill as amended do pass.

The report of the committee was concurred in, the bill read a second time, and the amendments adopted.

Mr. Bradwell submitted the following amendment :

In section 5, line 2, after the word "certificate," add the words "under oath."

Which was adopted.

Mr. Bradwell submitted the following amendment :

Add to section 4 the following : "Provided, that no officer or stockholder of such association shall be permitted to borrow any of the funds deposited with or belonging to said association. A violation of this provision shall work a forfeiture of the charter of such association."

Which was adopted.

Mr. Quinn submitted the following amendment :

Amend section 9, line 4, by striking out the words "ten times," and inserting the word "twice."

Which was not adopted.

Mr. Henry submitted the following amendment :

Strike out all after the word "association," in the 7th line of section 13.

Which was not adopted, yeas 47, nays 57--the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Blakely, Booth, Carpenter, Chambers, Collins, Connolly, Cronkite, Davis, Dement, Dewey, Dolan, Dolton, Ewing, Flanders, Forth, Freeland, Gridley, Griffith, Halpin, Harvey, Henry, Holles, Jaquess, Jessup, Lane of DeWitt, Middlecoff, Mitchell, Moore of Marshall, Moffett, Penfield, Pinnell, Pollock, Quinn, Race, Rankin, Savage, Senne, Snow, Stewart of Winnebago, Stewart of McLean, Stroud, Warner, Wayman, Webber, Westfall, Wood--47.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of Grundy, Barkley, Bradwell, Braneau, Casey, Crawford, Crosby, Darnell, Dunham, Easley, Efner, Ferrier, Gordon, Grant, Grey, Hart, Hite of Madison, Hollenback, Hopkins, Jackson, James, Johnston, Jones, Kase, Lewis, Lietze, Loomis,

Mann, Marsh, Maasie, McLaughlin, McPherran, Moore of Adams, Moose, Newton, Nulton, Oakwood, Oleson, Orendorff, Peltzer, Plowman, Ray, Rogers, Rountree, Scanlan, Scott, Shaw, Shumway, Starr, Streator, Truitt, Virden, Walker, Washburn, Webster, Weinheimer—57.

So the amendment was not adopted.

Mr. Hoiles submitted the following amendment:

Amend section 14, line 2, by striking out the word "twenty," and inserting the word "thirty."

Which was not adopted.

Mr. Armstrong of Grundy submitted the following amendment:

Amend section 9, line 4, by striking out the word "ten," and inserting "five."

Which was not adopted.

Mr. Gridley submitted the following amendment:

Add to section 4 the following: "And invested in interest-bearing bonds of the United States government, and deposited with the State Auditor for the security of the depositors."

Which was not adopted.

Mr. Jones submitted the following amendment:

Strike out of section 13, line 8, the words "an amount equal to," and insert the words "to an amount equal to three times of."

Which was adopted.

Mr. Hoiles submitted the following substitute for section 14:

"§ 14. The corporation shall invest at least one-third of its capital stock in bonds of the United States or the State of Illinois, and shall keep at least twenty-five per cent. of its deposits in cash. The corporation may require thirty days' notice to be given by the depositors of intention to draw out any deposit, a notice of which requirement must be printed or written on every pass book or certificate of deposit issued."

Which was adopted, yeas 57, nays 44—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Blakely, Bocoock, Booth, Bradwell, Casey, Cassidy, Chambers, Collins, Connolly, Crawford, Dewey, Dolan, Dolton, Ewing, Flanders, Forth, Gridley, Halpin, Harvey, Henry, Herrington, Hoiles, Jaques, Jessup, Lane of De Witt, McGee, McPherran, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Moffett, Nulton, Oakwood, Oberly, Peltzer, Penfield, Pinnell, Pollock, Pyatt, Quinn, Rankin, Savage, Scott, Shumway, Snow, Stewart of Winnebago, Streator, Stroud, Truitt, Virden, Warner, Wayman, Webster, Wood, Mr. Speaker—57.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Branson, Bryant, Crosby, Davis, Dement, Dunham, Easley, Efner, Ferrier, Gordon, Grant, Grey, Griffith, Hart, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Jackson, James, Johnston, Jones, Lewis, Lietze, Loomis, Maasie, McAdams, McLaughlin, Middlecoff, Mulvane, Oleson, Orendorff, Plowman, Race, Ray, Rogers, Scanlan, Senne, Shaw, Washburn, Webber, Weinheimer—44.

So the amendment was adopted.

Mr. Race moved to lay the bill on the table; which was not agreed to, yeas 31, nays 61—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Bishop of McHenry, Blakely, Bryant, Cassidy, Collins, Connolly, Dewey, Dolan, Ewing, Flanders, Forth, Griffith, Halpin, Henry, Hite of St. Clair, Hoiles, Jackson, Lietze, Moore of Marshall, Morrison, Pinnell, Pollock, Race, Scott, Snow, Stewart of Winnebago, Virden, Washburn, Webber, Webster—31.

Those voting in the negative are,

Messrs. Armstrong of Grundy, Barkley, Bocoock, Booth, Bradwell, Casey, Carpenter, Chambers, Crawford, Crosby, Darnell, Davis, Dement, Dunham, Easley, Efner, Grant, Gridley, Hart, Harvey, Herrington, Hollenback, Hopkins, Jaques, James, Johnston, Jones, Kase, Loomis, Mann, Marsh, Maasie, McAdams, McLaughlin, Mitchell, Moore of Adams, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Plowman, Pyatt, Ray, Rogers, Rountree, Savage, Scanlan, Senne, Shaw, Streator, Warner, Wayman, Weinheimer, Wood, Mr. Speaker—61.

So the motion to lay on the table was not agreed to.

Mr. Connolly submitted the following amendment:

Amend section 21, by striking out the word "savings," where it occurs; which,

On motion of Mr. Massie,

Was laid on the table.

Mr. Alexander of Montgomery moved to refer the bill to the committee on civil service and retrenchment; which was not agreed to.

Mr. Cassedy moved to strike out the enacting clause.

On motion of Mr. McLaughlin,

The motion to strike out the enacting clause was laid on the table.

The bill was then ordered to a third reading.

Mr. Chambers (by consent) presented a petition from citizens of Knox county, asking that no change be made in the present temperance law.

Which was referred to the special committee on temperance.

House bills on third reading being in order,

House bill, No. 654, for "An act to amend an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' approved March 30, 1872," was read a third time.

Mr. Wood moved to refer the bill to the committee on revenue; which was not agreed to.

And the bill and all amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 96, nays 5.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Bishop of McHenry, Blakely, Bocoock, Booth, Bradwell, Branson, Bryant, Casey, Carpenter, Chambers, Collins, Crawford, Cronkite, Crosby, Darnell, Dement, Dewey, Dolan, Dolton, Easley, Efner, Ewing, Flanders, Forth, Freeland, Gordon, Grant, Gridley, Griffith, Halpin, Hart, Harvey, Henry, Herrington, Hite of St. Clair, Holles, Hollenback, Hopkins, Jaques, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of DeWitt, Lewis, Lietze, Loomis, Mann, Marsh, Massie, McAdams, McGee, McLaughlin, McPherran, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Neville, Nulton, Oakwood, Oberly, Orendorff, Peltzer, Pinuell, Plowman, Pollock, Race, Rankin, Ray, Rogers, Rountree, Savage, Scott, Senna, Shumway, Stewart of McLean, Streeter, Stroud, Thornton, Truitt, Virden, Washburn, Wayman, Webber, Webster, Weinheimer, Wood, Mr. Speaker—96.

Those voting in the negative are,

Messrs. Crawford, Ferrier, Morrison, Shaw, Stewart of Winnebago—5.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

On motion of Mr. Alexander of Montgomery,

At 5:15 o'clock P. M., the House adjourned until 10 o'clock A. M. to-morrow.

FRIDAY, JANUARY 30, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Moore.

The journal of yesterday was being read, when,

On motion of Mr. Hite of St. Clair,

The further reading of the same was dispensed with.

By consent, House bill, No. 741, for "An act in relation to courts of record in cities," was read a second time.

Mr. Hite of St. Clair submitted the following amendment:

Amend 5th section, line 2, after the word "elected," insert "but not at the same time."

Which was adopted.

Mr. Hite of St. Clair submitted the following amendment:

Amend by adding after the 19th section: "§ 20. Whenever the establishment of a city court shall be authorized by law, it shall be the duty of the corporate authorities to order an election for judge and clerk; and when the judge and clerk shall be duly elected, qualified and commissioned, such court shall be deemed organized and established according to law."

Which was adopted.

Mr. Dolton submitted the following amendment:

Section 18, line 2, strike out the word "county" and insert "city."

Which was not adopted.

The bill was then ordered engrossed for a third reading.

Mr. Efner (by consent) submitted the following report:

*To the Speaker of the House of Representatives:*

The committee on banks and banking, to whom was referred House bill, No. 107, for "An act to amend section 7 of an act entitled 'an act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree,' having considered the same, report it back to the House, with the following substitute therefor: House bill, No. 780, for "An act to repeal section 7 of an act entitled 'an act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree,' approved March 22, 1872," and recommend that the substitute be passed, and the original bill be laid on the table.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time and ordered to a second reading.

Mr. Moore of Marshall, from the committee on engrossed and enrolled bills, begs leave to report that a bill of the following title has been correctly engrossed on January 30, 1874:

House bill, No. 623, for "An act to revise the law in relation to counties."

Mr. Mann (by consent), from the committee on insurance, to which was referred House bill, No. 633, for "An act to provide for the organization of county insurance," reported the same back, and recommended that the bill be laid on the table.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Morrison (by consent) presented a petition from citizens of Marion county, in relation to county courts, and county superintendents of schools.

Which was referred to the committee on education.

Mr. Bocock (by consent) presented petitions from citizens of Stark county, in relation to fences.

Which were referred to the committee on agriculture and horticulture.

House bills on third reading being in order,

House bill, No. 422, for "An act to provide for the compilation of an annual statistical report of all taxes levied and all indebtedness incurred by authorities in this State; and also the amount and decrip-

tion of all property exempt from taxation, and to obtain uniformity in the same," was read a third time.

On motion of Mr. Carpenter,

The bill was referred to the committee on civil service and retrenchment.

House bill, No. 424, for "An act to provide for the levy and collection of certain State taxes due in Cook county, on the assessment of 1867," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative, yeas 33, nays 64.

Those voting in the affirmative are,

Messrs. Anderson, Ballow, Barkley, Blakely, Casey, Cassidy, Cronkrite, Crosby, Darnell, Dolan, Easley, Flanders, Forth, Herrington, Jaquess, James, Jessup, Johnston, Kase, McGee, Middlecoff, Moore of Adams, Morrison, Oberly, Pinnell, Ramey, Shumway, Snow, Stewart of McLean, Stroud, Walker, Warner, Weinheimer—33.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Bishop of McHenry, Bocock, Booth, Bradwell, Bryant, Carpenter, Collins, Condon, Dolton, Dunham, Efner, Ferrier, Gordon, Grant, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hay, Henry, Hite of St. Clair, Hildrup, Holles, Hollenback, Hopkins, Jackson, Jones, Lane of DeWitt, Lietze, Mann, Marsh, Massie, McAdams, McLaughlin, McPherran, Moffett, Oakwood, Oleson, Orndorff, Peltzer, Penfield, Plowman, Pollock, Rankin, Ray, Rogers, Scanlan, Senne, Shaw, Stewart of Winnebago, Streeter, Taggart, Truitt, Virden, Washburn, Wayman, Webster, Wood, Mr. Speaker—64.

Mr. Rountree was excused from voting.

The bill not having received the number of votes required by the constitution, was declared lost.

On motion of Mr. Dunham,

The vote by which the bill was lost was reconsidered.

On motion of Mr. Dunham,

The bill was recommitted to the committee on judiciary.

Mr. Pollock (by consent), from the committee on corporations, to which was referred House bill, No. 786, for "An act to amend the first section of the act entitled 'an act concerning corporations,' approved April 18, 1872," reported the same back, with the following substitute therefor: House bill, No. 790, for "An act to amend the first section of an act entitled 'an act concerning corporations,' approved April 18, 1872," and recommended that the bill be laid on the table, and the substitute be passed.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time, and ordered to a second reading.

Mr. Lemma (by consent) introduced House bill, No. 791, for "An act entitled 'an act to establish a city court in incorporated cities, to provide for the election of a judge, and to repeal all laws providing for the election of police magistrates.'"

Which was referred to the committee on judiciary.

Mr. Savage (by consent), from the committee on municipal affairs, to which was referred House bill, No. 753, for "An act to authorize incorporated cities, towns and villages in this state situated upon the banks of navigable rivers to lease parts of their public landings or levees," reported the same back, and submitted as a substitute therefor House bill, No. 792, for "An act to authorize incorporated cities, towns and villages in this state, situated upon the banks of navigable rivers, to lease parts of their public landings or levees," and recommended that the bill do not pass, and that the substitute do pass.

The report of the committee was concurred in, and the bill laid on the table, the substitute read a first time, and ordered to a second reading.



Mr. Shaw submitted the following report :

*To the Speaker of the House of Representatives :*

The judiciary committee, to whom was referred bills of the following titles, to-wit :

House bill, No. 589, for "An act declaring twenty years incurable insanity a cause for a divorce." Also,

House bill, No. 695, for "An act concerning lost instruments." Also,

House bill, No. 710, for "An act to permit prosecuting attorneys to take bill of exceptions in criminal cases." Also,

House bill, No. 711, for "An act to amend an act entitled 'an act to amend an act entitled 'an act to exempt the homestead from forced sale, and to provide for setting off the same, and to exempt certain personal property from attachment and sale on execution, and from distress for rent,' approved April 30, 1873,'" having considered the above named bills, report them back to the House with the recommendation that they do not pass.

The report of the committee was concurred in, and the bills laid on the table.

Mr. Shaw (by consent) submitted the following report :

*To the Speaker of the House of Representatives :*

The judiciary committee, to whom was referred House bill, No. 715, for "An act to amend the title of an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' in force July 1, 1872," having considered the bill, report the same back to the House, recommending its passage.

The report of the committee was concurred in, the bill read a second time, and ordered engrossed for a third reading.

Mr. Dolan (by consent) introduced House bill, No. 793, for "An act making an appropriation for the purpose of paying off the indebtedness on the Little Wabash river improvement."

Which was read a first time, and referred to the committee on canal and river improvement.

Mr. Shaw (by consent), from the committee on judicial department, to which was referred House bill, No. 678, for "An act to amend an act entitled 'an act in regard to the administration of estates,' approved April 1, 1872," reported the same back, and recommended it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Shaw (by consent), from the committee on judicial department, to which was referred House bill, No. 745, for "An act to authorise the appointment of policemen for public cemeteries, and to define their powers and duties," reported the same back, and recommended it to lie on the table.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Shaw (by consent), from the committee on judicial department, to which was referred House bill, No. 746, for "An act to define and punish the offense of committing depredations in cemeteries," reported the same back, and recommended it to lie on the table.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Shaw (by consent), from the committee on judicial department, to which was referred House bill, No. 259, for "An act to simplify the forms of pleading," and House bill, No. 706, for "An act in regard to pleadings and practice in courts of record, and to repeal certain sections of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872," reported the same back, and recommended that they do not pass.

The report of the committee was received.

Mr. Bradwell moved to postpone the further consideration of the bills, and make them the special order for Wednesday, February 4th, after reading the journal; which was agreed to.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred House bill, No. 740, for "An act concerning police magistrates," reported the same back, with a substitute, House bill, No. 794, for "An act concerning police magistrates," and recommended the passage of the substitute.

The report of the committee was concurred in, the bill laid on the table, and the substitute read a first time, and ordered to a second reading.

Mr. Shaw, from the committee on judiciary, to which was referred House bill, No. 778, for "An act to amend section one of 'an act to revise the law in relation to the State Treasurer,' approved April 23, 1873," reported the same back, with an amendment, and recommended its passage as amended.

The report of the committee was concurred in, and the amendment adopted.

Mr. Orendorff moved to reconsider the vote by which the amendment reported by the committee was adopted.

On motion of Mr. Loomis,

A call of the House was ordered, when the following members answered to their names:

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Ballow, Blakely, Broock, Bradwell, Branson, Casey, Cassedy, Carpenter, Collins, Connolly, Cronkrite, Crosby, Darnell, Dolan, Dolton, Dunham, Easley, Ether, Flanders, Forth, Gordon, Grant, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Henry, Hite of St. Clair, Hollis, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Johnston, Jones, Kase, Lane of De Witt, Lemma, Lietze, Loomis, Mann, Marsh, Massie, McAdams, McGee, McPherran, Middlecoff, Moore of Adams, Moose, Morrison, Moffett, Nulton, Oakwood, Oberly, Olason, Orendorff, Feltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Ramey, Rankin, Ray, Rogers, Rountree, Savage, Scanlan, Senn, Shaw, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Truitt, Virden, Walker, Warner, Webster, Weinhelmer, Westfall, Wood, Mr. Speaker—94.

It appearing that a quorum of the House was present,

On motion of Mr. Bradwell,

Further proceedings under the call were dispensed with.

Leave of absence was granted to Messrs. Quinn, Sheridan, Scott and Graham.

On motion of Mr. Ferrier,

At 12:30 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

The House resumed the unfinished business of this morning, being the consideration of the motion to reconsider the vote by which the amendment, submitted by the committee to House bill No. 778, was adopted.

On motion of Mr. Johnston,

The previous question was ordered.

The question being on the motion to reconsider, it was decided in the negative, yeas 27, nays 67—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Bradwell, Branson, Connolly, Dolton, Ferrier, Grey, Hollenback, Hopkins, Inscore, James, Johnston, Jones, Kase, Lane of DeWitt, Marsh, Meacham, Oakwood, Orendorf, Pinnell, Plowman, Pyatt, Ramey, Truitt, Weinheimer, Westfall, Wood—27.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Barkley, Blakely, Boock, Casey, Cassidy, Carpenter, Collins, Condon, Cronkrite, Crosby, Darnell, Dolan, Dunham, Efner, Flanders, Forth, Gordon, Grant, Gridley, Hart, Henry, Harrington, Hildrup, Holles, Jaques, Jackson, Lemma, Lietze, Loomis, Mann, Masie, McDama, McPherrin, Middlecoff, Morrison, Moffett, Neville, Nulton, Oberly, Oleson, Pelzer, Penfield, Pollock, Rankin, Ray, Rogers, Rountree, Savage, Scanlan, Shumway, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Virden, Walker, Warner, Wayman, Webster, Mr. Speaker—67.

So the motion to reconsider was not agreed to.

On motion of Mr. Carpenter,

The bill was ordered engrossed for a third reading.

Mr. Efner (by consent) submitted the following report:

The committee on banks and banking, to which was referred House bill, No. 783, for "An act for the relief of any person, persons, corporations or companies holding bonds or certificates of State indebtedness," having had the same under consideration, report the bill back with a substitute, viz: House bill, No. 795, for "An act concerning destroyed or defaced bonds or certificates of State indebtedness," and recommend that the original bill lie on the table, and that the substitute do pass.

The report of the committee was concurred in, the bill laid on the table, and the substitute read a first time and ordered to a second reading.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed, on the 30th day of January, 1874:

House bill, No. 728, for "An act to amend section fifteen and a half (15½) of an act entitled 'an act to amend an act entitled 'an act to exempt the homestead from forced sale, and to provide for setting off the same, and to exempt certain personal property from attachment and sale on execution, and from distress for rent,' approved April 30, 1873."

House bill, No. 743, for "An act to secure to clergymen of all denominations free access to the penitentiary, at Joliet, and all other penal, reformatory and charitable institutions in the State of Illinois."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit:

WHEREAS, the United States Centennial Commission has requested the appointment, in each state, of a State board of managers to represent their respective states at the International Exhibition, to be held in the city of Philadelphia in 1876; therefore,

*Resolved by the Senate, the House concurring herein,* That the Governor be and is hereby authorized to appoint a "State Board of Managers," consisting of seven members, two of whom shall be the United States Centennial Commissioner, and alternate, heretofore appointed to represent the interests of this State at the International Exhibition to be held at the city of Philadelphia in 1876, and the Governor is also hereby authorized to require the State board of managers, annually, to report to him their proceedings on or before the first of January, to be by him submitted to the General Assembly: *Provided,* that said board of managers shall not incur any expenses, personal or otherwise, on behalf of the State.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Efner (by consent) submitted the following report:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

The committee on banks and banking, to which was referred the joint resolution of the House and Senate requesting our representatives and senators in congress to use their influence to obtain the passage of an act authorizing an increase of legal tender notes, etc., have had the same under consideration, and report the same back with amendments, and recommend that the resolution as amended be adopted:

Amend by striking out, in the preamble, all after the first "whereas," to and including the words "General Assembly." Also, amend by inserting after the word "resolved," in the first resolution, the words: "by the House of Representatives, the Senate concurring herein."

The report of the committee was concurred in, the amendments adopted, and,

On motion of Mr. Inscore,

The resolution, as amended, was ordered printed and temporarily laid on the table.

Mr. Senne (by consent) introduced House bill, No. 796, for "An act in relation to the assessment and collection of taxes, for the year A. D. 1873, in towns, townships, school districts, and incorporated cities, towns and villages, and providing for their validity."

Which was read a first time, and ordered to a second reading.

Mr. Barkley (by consent) introduced House bill, No. 797, for "An act to amend an act entitled 'an act to provide for the management of the Illinois State Penitentiary, at Joliet,' approved June 16, 1871."

Which was read a first time, and referred to the committee on penitentiary.

Mr. Ferrier (by consent) introduced House bill, No. 798, for "An act to amend section eight (8) of an act entitled 'an act concerning corporations,' approved April 18, 1872."

Which was read a first time, and ordered to a second reading.

On motion of Mr. Hart,

Senate bill, No. 168, for "An act to encourage the planting and growing of timber," was ordered to a third reading.

Mr. Scanlan (by consent) introduced House bill, No. 799, for "An act for the recording of deeds and other instruments in writing, relating to real estate in any county, that have been or may be wholly or partly destroyed by fire."

Which was referred to the committee on judiciary.

Mr. Lane of DeWitt (by consent) introduced House bill, No. 800, for "An act to repeal certain sections of an act entitled 'an act for the registry of electors, and to prevent fraudulent voting, and to amend certain other sections named therein,' approved February 15, 1865."

Which was referred to the committee on elections.

On motion of Mr. Hoiles,

House bill, No. 596, for "An act to provide for the appointment of trustees and re-organization of the Illinois Agricultural College, at Irvington, and to make an appropriation therefor," was taken from the table and referred to the committee on appropriations.

On motion of Mr. Plowman,

House bill, No. 633, for "An act to provide for the organization of county fire insurance companies,"

Was taken from the table and referred to the committee on insurance.

On motion of Mr. Jones,

House bill, No. 757, for "An act to amend section thirty-one (31) of 'an act concerning corporations,' in force July 1, 1872,"

Was read a second time, and ordered engrossed for a third reading.

Mr. Rogers (by consent) introduced House bill, No. 801, for "An act to establish a board of health for the State of Illinois."

Which was read a first time, and ordered to a second reading.

Mr. Hopkins moved that when this House adjourn, it adjourn to Monday next at 6 P. M.; which was not agreed to, yeas 34, nays 53—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Ballow, Bradwell, Bryant, Cassidy, Carpenter, Dolton, Easley, Efner, Ferrier, Gordon, Grant, Grey, Herrington, Hildrup, Hoiles, Hopkins, Jaques, Jackson, James, Lane of DeWitt, Mann, Marsh, Massie, McAdams, Meacham, Middlecoff, Moffett, Neville, Orendorff, Peltzer, Penfield, Plowman, Rogers, Rountree, Scanlan, Shumway, Stroud, Westfall—34.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Barkley, Blakely, Bocock, Branson, Casey, Collins, Condon, Connelly, Cronkrite, Crosby, Darnell, Dunham, Flanders, Forth, Gridley, Hart, Harvey, Henry, Hite of St. Clair, Hollenback, Inscore, Johnston, Jones, Kase, Lemma, Lietze, Loomis, McGee, McPherran, Morrison, Nulton, Oakwood, Oberly, Oleson, Pollock, Pyatt, Ramey, Ray, Savage, Senne, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Virden, Walker, Wayman, Webster, Weinheimer, Wood—53.

So the motion in relation to adjournment was not agreed to.

House bills on third reading being in order,

House bill, No. 720, for "An act concerning jurors, and to repeal certain acts herein named," was taken up, when,

On motion of Mr. Armstrong of Grundy,

It was made the special order for Tuesday, February 3d, after reading of the journal.

House bill, No. 721, for "An act in regard to the assessors and collectors in certain incorporated cities, and to extend the time for the assessment and collection of the county and State taxes therein, for the year A. D. 1873," was taken up, and,

On motion of Mr. Carpenter,

Referred to the committee on revenue.

Mr. McPherran moved that the House adjourn to 10 o'clock A. M. to-morrow; which was not agreed to, yeas 43, nays 48—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Blakely, Branson, Casey, Collins, Cronkrite, Crosby, Darnell, Dolan, Dunham, Easley, Efner, Ferrier, Forth, Grant, Grey, Hite of St. Clair, Hollenback, Inscore, Jones, Kase, Lemma, Lietze, Marsh, Massie, McAdams, McPherran, Neville, Nulton, Pollock, Pyatt, Ramey, Rogers, Scanlan, Streeter, Taggart, Wayman, Weinheimer, Wood, Mr. Speaker—43.

Those voting in the negative are,

Messrs. Ballow, Barkley, Bocock, Bradwell, Bryant, Cassidy, Carpenter, Condon, Connelly, Dolton, Flanders, Gordon, Gridley, Hart, Henry, Herrington, Hildrup, Hoiles, Hopkins, Jackson, James, Johnston, Mann, McGee, Meacham, Middlecoff, Morrison, Moffett, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Plinnell, Plowman, Rankin, Ray, Rountree, Savage, Senne, Stewart of Winnebago, Stewart of McLean, Stroud, Virden, Walker, Webster, Westfall—48.

So the motion to adjourn was not agreed to.

Mr. Mann (by consent) introduced House bill, No. 802, for "An act to provide for the organization of companies for the purpose of registering, guaranteeing and collection of life insurance policies."

Which was referred to the committee on insurance.

On motion of Mr. Efner,

At 3:45 o'clock P. M., the House adjourned.

## SATURDAY, JANUARY 31, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Moore.

The Clerk read the journal at length.

Mr. Bradwell moved a call of the House; which was not agreed to, yeas 10, nays 63—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Ballow, Blakely, Bradwell, Cassidy, Ferrier, Gordon, Inacore, Oleson, Ray—10.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of Grundy, Barkley, Branson, Casey, Collins, Condon, Connolly, Cronkrite, Crosby, Darnell, Dolan, Dunham, Efner, Flanders, Forth, Grant, Grey, Gridley, Hart, Harvey, Henry, Herrington, Hite of St. Clair, Hildrup, Hollenback, Jackson, Johnston, Jones, Kase, Lietze, Marsh, Loomis, Massie, McGee, McPherran, Morrison, Nulton, Oakwood, Oberly, Peltzer, Plowman, Pollock, Ramey, Rogers, Savage, Sawyer, Scanlan, Senne, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Virden, Walker, Warner, Wayman, Webster, Weinheimer, Westfall, Wood, Mr. Speaker—63.

So the House refused to order a call of the House.

Leave of absence was granted to Messrs. McAdams, Bullard, Meacham, Thomas and Shaw.

The Speaker ordered a call of the House, when the following members answered to their names:

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Barkley, Blakely, Bradwell, Branson, Casey, Cassidy, Collins, Condon, Connolly, Cronkrite, Crosby, Darnell, Dolan, Dunham, Efner, Ferrier, Flanders, Forth, Gordon, Grant, Grey, Gridley, Hart, Harvey, Hay, Henry, Herrington, Hite of St. Clair, Hildrup, Hollenback, Jackson, Johnston, Jones, Kase, Lietze, Marsh, Massie, McGee, McPherran, Morrison, Nulton, Oakwood, Oberly, Oleson, Orndorff, Peltzer, Plowman, Pollock, Ramey, Ray, Rogers, Savage, Sawyer, Scanlan, Senne, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Virden, Walker, Warner, Wayman, Webster, Weinheimer, Westfall, Wood, Mr. Speaker—74.

On call of the House it appeared that there was not a quorum present.

Mr. Jones moved that the doorkeeper be ordered to close the doors of the House; which was agreed to, yeas 52, nays 20—the yeas and nays being demanded by five members.

Messrs. Alexander of Crawford, Alexander of Montgomery, Barkley, Blakely, Bradwell, Branson, Casey, Collins, Condon, Cronkrite, Crosby, Darnell, Dunham, Flanders, Grey, Hart, Harvey, Hay, Henry, Herrington, Hite of St. Clair, Hildrup, Hollenback, Inacore, Johnston, Jones, Kase, Lietze, Marsh, McGee, McPherran, Morrison, Nulton, Oakwood, Oberly, Oleson, Peltzer, Pollock, Rogers, Savage, Sawyer, Scanlan, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Virden, Walker, Wayman, Webster, Weinheimer, Mr. Speaker—52.

Those voting in the negative are,

Messrs. Anderson, Armstrong of Grundy, Ballow, Cassidy, Connolly, Dolan, Efner, Ferrier, Gordon, Grant, Gridley, Jackson, Loomis, Massie, Plowman, Ramey, Ray, Stroud, Westfall, Wood—20.

So the doorkeeper was ordered to close the doors of the House.

Mr. Jones moved that the Speaker be instructed to issue his warrant to the doorkeeper to bring into the House all absent members.

Mr. Efner moved to lay the motion on the table; which was not agreed to.

The question being upon the motion made by Mr. Jones, it was agreed to.

Mr. Jones moved that further proceedings under the call be dispensed with; which was not agreed to, yeas 26, nays 50—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Barkley, Blakely, Bryant, Casey, Cassidy, Dunham, Efner, Forth, Gordon, Grey, Gridley, Hildrup, Inscore, Jackson, Plowman, Ramey, Ray, Stewart of McLean, Stroud, Westfall, Wood—26.

Those voting in the negative are,

Messrs. Bradwell, Branson, Collins, Condon, Connolly, Cronkrite, Crosby, Darnell, Dolan, Ferrier, Flanders, Grant, Halpin, Hart, Harvey, Hay, Henry, Harrington, Hite of St. Clair, Johnston, Jones, Kase, Lietze, Loomis, Marsh, Massie, McGee, McPherran, Morrison, Nulten, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pollock, Rogers, Savage, Sawyer, Scanlan, Stewart of Winnebago, Streeter, Taggart, Virden, Walker, Wayman, Webster, Weinheimer, Mr. Speaker—50.

So the House refused to dispense with further proceedings under the call.

The doorkeeper, by virtue of his warrant, presented Messrs. Hopkins, Warner, Lemma and Moose before the bar of the House, under arrest.

Mr. Bradwell moved to excuse Mr. Hopkins, for reasons given.

Mr. Casey moved to amend by adding "he paying cost of his arrest."

Mr. Hite of St. Clair moved that further proceedings under the call be dispensed with.

On motion of Mr. Johnston,

The previous question was ordered.

The question being upon the motion of Mr. Hite of St. Clair, to dispense with further proceedings under the call of the House, it was agreed to.

On motion of Mr. Jones,

A call of the whole House was ordered, when

The following members answered to their names :

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Barkley, Bradwell, Branson, Casey, Cassidy, Collins, Condon, Connolly, Cronkrite, Crosby, Darnell, Dolan, Dunham, Efner, Ferrier, Flanders, Forth, Gordon, Grant, Grey, Gridley, Halpin, Hart, Harvey, Hay, Henry, Harrington, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jackson, Johnston, Jones, Kase, Lemma, Lietze, Loomis, Marsh, Massie, McGee, McPherran, Moose, Morrison, Neville, Nulten, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Plowman, Pollock, Ramey, Ray, Rogers, Savage, Sawyer, Scanlan, Senne, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Virden, Walker, Warner, Wayman, Webster, Weinheimer, Westfall, Wood, Mr. Speaker—80.

It appearing that a quorum of the House was present,

On motion of Mr. Efner,

Further proceedings under the call were dispensed with.

Mr. Johnston (by consent) presented a petition from a number of citizens of Rock Island county, asking that "An act to provide for the incorporation of cities and villages," be amended.

Which was referred to the committee on municipal affairs.

On motion of Mr. Inscore,

Senate amendments to joint resolution asking that a special committee of three from the House, and two from the Senate be appointed to investigate the affairs of the charitable institutions of this State, was taken up and concurred in.

On motion of Mr. Hopkins,

The Speaker was instructed to issue his warrant for the arrest of all members of the House absent without leave, and the Door-keeper instructed to report them under arrest to the bar of the House.

Mr. Rogers moved that when the House adjourn, it adjourn to meet at 10 A. M. Monday, February 2d.

Mr. Scanlan moved to lay the motion on the table; which was not agreed to.

The question being on the motion made by Mr. Rogers, it was not agreed to, yeas 38, nays 38—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Ballow, Barkley, Casey, Cassidy, Connolly, Dunham, Efner, Grant, Grey, Gridley, Halpin, Hay, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jackson, Lietze, Loomis, McPherran, Morrison, Neville, Oleson, Peltzer, Plowman, Ramey, Rogers, Stewart of McLean, Stroud, Virden, Walker, Wayman, Weinheimer, Westfall, Wood—38.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Bradwell, Collins, Cronkrite, Crosby, Darnell, Dolan, Ferrier, Flanders, Forth, Hart, Harvey, Henry, Herrington, Hildrup, Johnston, Jones, Kase, Lemma, Marsh, McGee, Moose, Nulton, Oakwood, Oberly, Orendorff, Pollock, Ray, Savage, Scanlan, Senne, Stewart of Winnebago, Streator, Taggart, Warner, Webster, Mr. Speaker—38.

So the motion was not agreed to.

Leave of absence was granted to Mr. Rogers until Tuesday.

Mr. Hopkins, at 1:30, moved that the House adjourn; which was not agreed to.

The Speaker ordered the call of the whole House, whereupon the following members answered to their names:

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Barkley, Blakely, Bradwell, Casey, Cassidy, Collins, Condon, Connolly, Cronkrite, Crosby, Darnell, Dolan, Dunham, Efner, Ferrier, Flanders, Forth, Grant, Grey, Gridley, Halpin, Hart, Harvey, Hay, Henry, Herrington, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jackson, Jessup, Johnston, Jones, Kase, Lemma, Lietze, Loomis, Marsh, Maassie, McGee, McPherran, Moose, Morrison, Neville, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Plowman, Pollock, Ramey, Ray, Savage, Sawyer, Scanlan, Senne, Stewart of Winnebago, Stewart of McLean, Streator, Stroud, Taggart, Virden, Walker, Warner, Wayman, Webster, Weinheimer, Westfall, Wood, Mr. Speaker—78.

It appearing that a quorum of the House was present,

On motion of Mr. Johnston,

Further proceedings under the call were dispensed with.

On motion of Mr. Johnston,

The House took up the order of Senate bills on first reading.

Senate bill, No. 493, for "An act to amend an act entitled 'an act in regard to roads and bridges in counties under township organization,'" was read a first time, and referred to the committee on roads and bridges.

Senate bill, No. 438, for "An act to repeal an act entitled 'an act to provide for the election of additional supervisors in the county therein named,'" was read a first time, and referred to the committee on judiciary.

Senate bill, No. 445, for "An act to revise the law in relation to the criminal court of Cook county," was read a first time, and ordered to a second reading.

Senate bill, No. 446, for "An act to fix the terms of the courts of Cook county," was read a first time, and ordered to a second reading.

Senate bill, No. 443, for "An act to revise the law in relation to the supreme court," was read a first time, and referred to the committee on judiciary.

Senate bill, No. 258, for "An act in regard to the action of account," was read a first time, and referred to the committee on judiciary.

Senate bill, No. 444, for "An act to revise the law in relation to circuit courts and the superior court of Cook county," was read a first time, and ordered to a second reading.

Senate bill, No. 510, for "An act to amend section 91 of an act entitled 'an act in regard to the administration of estates,' approved April 1, 1872," was read a first time, and ordered to a second reading.



Senate bill, No. 403, for "An act to revise the law in relation to liens," was read a first time, and ordered to a second reading.

Senate bill, No. 360, for "An act in regard to forcible entry and detainer," was read a first time, and ordered to a second reading.

On motion of Mr. Johnston,

At 12 o'clock M., the House adjourned to 10 o'clock A. M. Monday, February 2d.

MONDAY, FEBRUARY 2, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Webster,

The Clerk proceeded to read the journal of Saturday last, when,

On motion of Mr. Grey,

The further reading of the same was dispensed with.

The Speaker announced as the special committee on the part of the House, to investigate the charitable institutions in pursuance of joint resolution, Messrs. Inscore, Shaw and Casey.

The Speaker laid before the House a communication from the Illinois Press Association ; which was laid on the table.

On motion of Mr. Hart,

The vote by which the Speaker was ordered to issue his warrant for all members absent without leave, was reconsidered, yeas 64, nays 14—the yeas and nays having been demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of Grundy, Ballow, Blakely, Branson, Casey, Condon, Connolly, Cronkrite, Crosby, Darnell, Dolan, Dresser, Dunham, Efner, Flanders, Forth, Grant, Grey, Gridley, Halpin, Hart, Harvey, Hay, Henry, Herrington, Hite of St. Clair, Hildrup, Hollenback, Inscore, Jackson, Johnston, Kase, Lemma, Leitze, Loomis, Marsh, Massie, McGee, McPherran, Morrison, Nulton, Oakwood, Oberly, Peltzer, Pollock, Ramey, Kay, Savage, Sawyer, Scanlan, Seune, Shaw, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Walker, Warner, Webster, Wood, Mr. Speaker—64.

Those voting in the negative are,

Alexander of Montgomery, Barkley, Bradwell, Collins, Farrier, Hopkins, Jones, Moore of Marshall, Neville, Oleson, Orendorf, Wayman, Weinheimer, Westfall—14.

So the motion to reconsider was agreed to.

Mr. Hart moved to lay the motion on the table ; which was agreed to.

Leave of absence was granted to Messrs. Lane of Hancock, Hoiles and Thornton.

On motion of Mr. Hopkins,

The journal of Saturday was read at length.

On motion of Mr. Scanlan,

The following resolution was adopted :

*Resolved*, That the committee on inland commerce be requested to return to this House House bill No. 216, for "An act for the protection of individuals, merchants, companies or corporations doing business or living in the State of Illinois."

Mr. Johnston, chairman of the committee on inland commerce, reported back House bill, No. 216, for "An act for the protection of individuals, merchants, companies or corporations doing business or living in the State of Illinois."

House bills on second reading being in order,

House bill, No. 376, for "An act to amend sections 3 and 4 of an act approved March 25, A. D. 1869, entitled 'an act to establish lines and corners,'"

Was read a second time, and ordered engrossed for a third reading.

House bill, No. 425, for "An act making an appropriation for the benefit of the State Board of Agriculture, and of county agricultural boards," was taken up, and,

On motion of Mr. Efner,

Referred to the committee on appropriations.

House bill, No. 366, for "An act to amend section 4 of an act entitled 'an act to create a department of agriculture in the State of Illinois,' approved April 15, 1871," was taken up, and,

On motion of Mr. Jones,

Laid on the table.

House bill, No. 426, for "An act for the regulation of dogs and protection of sheep," was taken up, and,

On motion of Mr. Efner,

Referred to the committee on agriculture.

A message from the Senate, by Mr. Ray :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 468, for "An act to amend section 3 of an act entitled 'an act to allow convicts in the penitentiary a credit in diminution of their sentence, and for their being restored to citizenship on certain conditions,' approved March 19, 1872."

House bill, No. 439, for "An act to provide for the release of mortgages and deeds of trust,"

Was read a second time, and ordered to a third reading.

House bill, No. 637, for "An act to record executions where the same have been levied upon real estate,"

Was read a second time, and ordered engrossed for a third reading.

House bill, No. 640, for "An act to revise the law in relation to escheat,"

Was taken up, and laid on the table.

House bill, No. 685, for "An act in relation to escheats,"

Was taken up, read a second time, and ordered engrossed for a third reading.

House bill, No. 663, for "An act to repeal an act entitled 'an act to enable railroad companies to borrow money and mortgage their property and franchises therefor,' approved May 7, 1873," was read a second time, and,

On motion of Mr. Hildrup,

Made a special order for Thursday, Feb. 5, after reading the journal.

By consent, House bill, No. 673, for "An act to amend section 13 of an act entitled 'an act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior Courts in cities and towns; of the County Officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for County Officers in each class; to establish the fees of Masters-in-Chancery, Notaries Public, Commissioners, Arbitrators, Jurors, Witnesses, Justices of the Peace, Constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872,"

Was taken from the table, and read a second time.

Mr. Ferrier moved to amend by striking out the words "to-wit: the county of Cook," in the 23d and 24th lines; which was not agreed to.

The bill was then ordered engrossed for a third reading.

House bill, No. 699, for "An act to amend section 66 of an act entitled 'an act in regard to elections, and to provide for filling vacancies in elective offices,' approved April 3, 1872,"

Was read a second time, and ordered engrossed for a third reading.

House bill, No. 712, for "An act to amend an act entitled 'an act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior Courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of Masters-in-Chancery, Notaries Public, Commissioners, Arbitrators, Jurors, Witnesses, Justices of the Peace, Constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' in force July 1, 1872,"

Was read a second time, and ordered engrossed for a third reading.

House bill, No. 705, for "An act to amend sections six (6), seven (7), nine (9), twenty-four (24), twenty-six (26), and fifty-three (53), of article nine, of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872," was read a second time.

Mr. Halpin offered the following amendment:

"Section 2. Whereas, it is important that all incorporated cities in this State shall have power to proceed with needed improvements at as early a date as practicable, an emergency has arisen requiring this act to take effect immediately, therefore this act shall be in force from and after its passage."

Which was agreed to.

The bill, as amended, was ordered to be engrossed for a third reading.

House bill, No. 719, for "An act to enable cities and villages to establish and regulate cemeteries," was read a second time.

Mr. Orendorff moved to amend by striking out, in the 4th line, the words "and cause cemeteries to be removed;" which was agreed to.

The bill, as amended, was then ordered engrossed for a third reading.

House bill, No. 722, for "An act extending the time for the collection of the taxes on the assessments for the year A. D. 1873, and delinquent and omitted taxes on the assessment books for said year," was read a second time.

Mr. Ray moved to lay the bill on the table; which was not agreed to, yeas 22, nays 51—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Ballow, Barkley, Bradwell, Dunham, Ferrier, Flanders, Grey, Gridley, Harvey, Hay, Henry, Hite of St. Clair, Kase, Lietze, Moore of Marshall, Ray, Scanlan, Senne, Stewart of McLean, Webster, Weinheimer, Wood—22.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Blakely, Branson, Casey, Collins, Condon, Connolly, Cronkrite, Crosby, Darnell, Dolan, Dresser, Efner, Forth, Gordon, Grant, Halpin, Hart, Herrington, Hildrup, Hollenback, Hopkins, Inscore, Jackson, Johnston, Jones, Lemma, Marsh, Maselle, McGee, McPherran, Nulton, Oakwood, Oberly, Olsson, Orendorff, Peltzer, Pollock, Ramey, Savage, Sawyer, Stewart of Winnebago, Streeter, Stroud, Taggart, Walker, Wayman, Westfall, Mr. Speaker—51.

So the motion to lay on the table was not agreed to.

On motion of Mr. Efner,

At 12 o'clock M., the House adjourned until 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Hart submitted the following report :

*To the Hon. the Speaker and members of the House of Representatives :*

Your committee on civil service and retrenchment, to whom was referred House bill, No. 725, for "An act to establish reasonable maximum rates of charges for the transportation of passengers and freight on the different railroads of this State," after mature deliberation, have concluded to report the same back to your honorable body, with the recommendation that it do not pass.

On motion of Mr. Hart,

The report on House bill No. 725, together with House bill, No. 776, for "An act to make the schedules prepared and published by the railroad and warehouse commission *prima facie* evidence in the several courts of this State," was made the special order for Tuesday, Feb. 10, 1874, after the reading of the journal.

Mr. Hart submitted the following report :

SPRINGFIELD, January 24, 1874.

*To the Hon. the Speaker and members of the House of Representatives :*

Your committee on civil service and retrenchment, to whom was referred the following resolution :

*Resolved*, That the committee on civil service and retrenchment be and is hereby requested to inquire into the expediency of abolishing the Board of Railroad and Warehouse Commissioners.

Beg respectfully to report the same back to your honorable body, and to state that in the opinion of your committee it would not be expedient to abolish said board of railroad and warehouse commissioners.

The consideration of which was made the special order for Tuesday, February 10, 1874.

Mr. Shaw, from the committee on judiciary, to which was referred Senate bill, No. 317, for "An act to revise the law in relation to the partition of real estate," reported the same back and recommended its passage.

The report of the committee was concurred in, the bill read a second time and ordered to a third reading.

Mr. Shaw, from the committee on judiciary, to which was referred Senate bill, No. 316, for "An act to revise the law in relation to recorders," reported the same back, with an amendment, and recommended its passage as amended.

The report of the committee was concurred in, the bill read a second time and the amendment adopted.

Mr. Branson offered the following amendment :

Strike out the 5th clause of section 12, and strike out section 19.

Mr. Dunham moved to amend by striking out of section nineteen (19), in second line, the word "shall," and insert in lieu the words "may, if they deem it expedient."

On motion of Mr. Collins,

The previous question was ordered.

The question then being on motion of Mr. Dunham, to amend, it was agreed to.

The question being on the amendment offered by Mr. Branson, it was not agreed to, yeas 28, nays 54—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Anderson, Barkley, Blakely, Branson, Connolly, Cronkrite, Darnell, Davis, Dolan, Flanders, Forth, Grey, Hay, Henry, Hollenback, Hopkins, Jones, Marsh, Massie, Moore of Marshall, Nulton, Ray, Sawyer, Stroud, Taggart, Walker, Wood, Mr. Speaker—28.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Ballow, Bradwell, Bryant, Casey, Collins, Condon, Crosby, Dresser, Dunham, Efner, Ferrier, Gordon, Grant, Gridley, Hart, Harvey, Hite of St. Clair, Hildrup, Incore, Jackson, James, Johnston, Kase, Lietze, Loomis, McGee, McPherran, Meacham, Morrison, Moffett, Neville, Oakwood, Oberly, Olason, Orendorff, Peltzer, Plowman, Pollock, Quinn, Ramey, Savage, Scanlan, Senne, Shaw, Stewart of Winnebago, Stewart of McLean, Streeter, Virden, Wayman, Webster, Weinheimer, Westfall—54.

So the amendment was not agreed to.

Mr. Orendorff moved to amend section 12, line 17—insert after the word “fifth,” “and may keep, if the county board deem it expedient.” Also, transpose the 5th and 6th clauses; which was not agreed to.

The bill was then ordered to a third reading.

Mr. Shaw, from the committee on judicial department, to which was referred House bill, No. 781, for “An act to establish a court of record in the city of East St. Louis,” reported the same back and recommended that it do pass.

The report of the committee was concurred in, and the bill was read a second time and ordered to a third reading.

By consent, Senate bill, No. 486, for “An act to repeal an act entitled ‘an act to establish a court of common pleas in the city of Amboy,’ approved March 11, 1869,” was read a second time.

Mr. Marsh submitted the following amendment:

In section 3, line 2, after the word “pleas,” insert “except such records and papers as pertain to the issuing of marriage licenses and to marriages.”

Which was agreed to.

Mr. Marsh submitted the following:

Amend section 6, line 4, by striking out the word “by,” and inserting “of.”

Which was agreed to.

Mr. Marsh submitted the following:

Amend by inserting a section numbered 7½: “All records and papers on file in said court of common pleas pertaining to the issuing of marriage licenses and to marriages, shall be transferred to the county clerk, and shall be by him filed and kept in his office; and copies thereof, when properly certified by said county clerk, may be read and used in evidence in any court of this State.”

Which was agreed to.

The bill, as amended, was ordered to a third reading.

Mr. Moore of Marshall, from the committee on engrossed and enrolled bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 2d day of February, 1874, laid before the Governor for his approval, viz:

House bill, No. 309, for “An act for the relief of Frederic Wagner.”

Mr. Moore of Marshall, from the joint committee on enrolled bills, begs leave to report that bills of the following titles have been correctly enrolled, on February 2d, 1874, viz:

House bill, No. 757, for “An act to amend section 31 of ‘an act concerning corporations,’ in force July 1, 1872.”

House bill, No. 349, for "An act to amend an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1871."

A message from the Governor, by Philo J. Beveridge, Private Sec'y :

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, to-wit :

House bill, No. 309, for "An act for the relief of Frederick Wagner."

Mr. Jones, chairman of the committee on contingent expenses, submitted the following report :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

The committee on contingent expenses, to whom was referred the resolution inquiring into the disposition of the appropriation of two thousand nine hundred and ninety dollars, for guarding the State treasury, etc., would respectfully beg leave to report that they have examined into the matter, and find that there is employed one porter, at a salary of one thousand dollars per annum ; one night watchman, at a salary of one thousand and ninety dollars, and one day watchman at a salary of nine hundred dollars per annum. And as the work to be done by these men requires sober, industrious and capable men, and as there is a large amount of the funds of the State in the vaults, which is in a measure dependent on the fidelity of these men, your committee do not think their pay extravagant, and would further recommend an additional appropriation of sufficient money to employ an additional night watchman, as we deem the vaults of the treasury not sufficiently safe with only one person at night to watch them, who might be easily overpowered, and therefore think it good economy to have two night watchmen, as was formerly the custom.

The report of the committee was concurred in.

By consent, House bill, No. 216, for "An act for the protection of individuals, merchants, companies or corporations doing business or living in the State of Illinois,"

Was read a first time, and ordered to a second reading.

Mr. Streeter, from the committee on education, reported back, with amendments, House bill, No. 435, for "An act to amend an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

Mr. Johnston moved to postpone indefinitely the consideration of the bill ; which was lost.

The amendments were then adopted, and the bill as amended ordered to be engrossed for a third reading.

Mr. Streeter (by consent), from the committee on education, to which was referred House bill, No. 679, for "An act to provide a township school fund for the maintenance and support of free public schools in counties under township organization, and a district school fund in counties not under township organization, and to amend section sixty-eight (68) of an act entitled 'an act to establish and maintain a system of free public schools,' approved April 1, A.D. 1872," reported the same back, and submitted the following substitute therefore, House bill, No. 804, for "An act to provide a township school fund for the maintenance and support of free public schools in counties under township organization, and a district fund in counties not under township organization, and to amend section sixty-eight (68) of an act entitled 'an act to establish and maintain a system of free public schools,' approved April 1,

A. D. 1872," and recommended that the bill be laid on the table, and the substitute be passed.

The report of the committee was concurred in, and the bill laid on the table, the substitute read a first time, and ordered to a second reading.

Mr. Streator (by consent), from the committee on education, to which was referred House bill, No. 276, for "An act to abolish the office of county superintendent of schools, and to provide for the organization of county boards of education," reported the same back and recommended that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Streator, from the committee on education, to which was referred House bill, No. 680, for "An act to amend sections 56 and 63 of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," reported the same back and recommended that it lie on the table.

The report of the committee was concurred in, and the bill ordered to be laid on the table.

Mr. Streator, from the committee on education, to which was referred House bill, No. 681, for "An act to amend section 28 of 'an act to establish and maintain a system of free schools,' approved April 1, 1872," reported the same back and recommended that it lie on the table.

The report of the committee was concurred in, and the bill ordered to be laid on the table.

Mr. Streator, from the committee on education, to which was referred House bill, No. 700, for "An act to amend section forty-three (43) of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," reported the same back and recommended that it lie on the table.

The report of the committee was concurred in, and the bill ordered to be laid on the table.

Mr. Streator, from the committee on education, to which was referred House bill, No. 597, for "An act to provide for the payment of tuition in certain cases," reported the same back and recommended that it lie on the table.

The report of the committee was concurred in, and the bill ordered to be laid on the table.

Mr. Streator (by consent), from the committee on education, to which was referred House bill, No. 739, for "An act to provide for the better education of the colored children in the State of Illinois," reported the same back and recommended that it be laid on the table.

Mr. Kase moved to make it the special order for Tuesday, February 10th; which was not agreed to.

The report of the committee was then concurred in, and the bill ordered to be laid on the table.

Mr. Streator (by consent), from the committee on education, to which was referred House bill, No. 747, for "An act to abolish the office of county superintendent of schools, and to provide for the organization of county boards of education," reported the same back and recommended it lie on the table.

The report of the committee was concurred in, and the bill ordered to be laid on the table.

Mr. Streator (by consent), from the committee on education, to which was referred House bill, No. 729, for "An act concerning county super-

intendents of schools," reported the same back, and recommended that it pass.

The report of the committee was concurred in, the bill read a second time, and ordered engrossed for a third reading.

Mr. Streeter (by consent), from the committee on education, to which was referred House bill, No. 108, for "An act to regulate the means of egress from public buildings," reported the same back, with amendments, and recommended that it pass, as amended.

The report of the committee was concurred in, the amendments adopted, and the bill ordered engrossed for a third reading.

Mr. Streeter (by consent), from the committee on education, to which was referred House bill, No. 775, for "An act to provide for the incorporation of school districts in this State, to which donations and bequests have been made for school purposes," reported the same back, and submitted as a substitute therefore, House bill, No. 803, for "An act to provide for school districts receiving and controlling donations and bequests made for school purposes," and recommended that the original bill be tabled, and that the substitute be passed.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time and ordered to a second reading.

Mr. Streeter, from the committee on education, to which was referred House bill, No. 763, for "An act to amend section 35 of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," reported the same back, and recommended that it be passed.

The report of the committee was concurred in, the bill read a first time and ordered to a second reading.

On motion of Mr. Wayman,

At 5:40 o'clock P. M. the House adjourned to 10 o'clock A. M., tomorrow.

## TUESDAY, FEBRUARY 3, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Webster.

The journal of yesterday was being read, when,

On motion of Mr. Anderson,

The further reading of the same was dispensed with.

A message from the Governor, by Philo J. Beveridge, Private Sec'y :

Mr. Speaker: I am directed by the Governor to lay before the House of Representatives the following written communication :

### STATE OF ILLINOIS, EXECUTIVE DEPARTMENT, SPRINGFIELD, February 2, 1874.

#### *To the Honorable the House of Representatives*

I have the honor to transmit herewith the thirty-third annual report of the directors and principal of the Illinois Institution for the Education of the Deaf and Dumb, for the year ending November 30, 1873.

JOHN L. BEVERIDGE, Governor.

Mr. Anderson (by consent), from the committee on federal relations, submitted the following resolution :



WHEREAS, the constitution of the United States makes it the duty of Congress to regulate commerce between the states; and whereas, the House of Representatives of this State did, on the 16th day of January, A. D. 1873, adopt a resolution in substance as follows: "That our Senators in Congress be instructed, and our Representatives be requested, to use all lawful means to procure the passage of an act of Congress prohibiting all corporations or persons owning or operating inter-State lines of railroad from charging or receiving unreasonable rates for the transportation of freight, passengers and cars over their roads, and from making unjust discrimination in such transportation," which resolution required the concurrence of the Senate, but has not yet been acted upon by that honorable body; therefore

*Resolved by the House of Representatives, the Senate concurring therein,* That our Senators in Congress be instructed, and our Representatives be requested, to provide, by law, some mode of procedure for preventing any corporation, person or persons owning or using any inter-State line of railroad, from charging, demanding or receiving unreasonable or extortionate rates for the transportation of freights, passengers and cars over such line of railroad, and for preventing unjust discrimination in the rates charged for such transportation.

Which was adopted.

Mr. Golden (by consent) submitted the following resolution:

WHEREAS, a committee, consisting of his excellency the Governor of the State of Indiana, the Secretary of State, Auditor of State, Treasurer of State, and members of the Senate and House of the General Assembly of the State of Indiana, are now en route to this city, for the purpose of personally inspecting the plans and construction of our new State house; therefore,

*Resolved,* That we hereby tender our distinguished visitors, on their arrival in Springfield, the courtesies and privileges of this House during their stay, and that the Speaker is hereby requested to inform them of the action of this House in the premises.

Which was adopted.

Mr. Lemma, from the committee on rules, to which was referred the following substitute for rule 41: "That hereafter no member shall speak longer than ten minutes at any one time, except by leave of the House," reported the same back and recommended its adoption.

Mr. Lietze moved to amend the substitute by striking out the word "ten" and inserting the word "five;" which was not agreed to.

The report of the committee was then concurred in, and the substitute adopted.

Mr. Branson (by consent) submitted the following:

The committee on state institutions, to whom was referred Senate bill, No. 338, for "An act making an appropriation for the ordinary expenses of the Southern Normal University," respectfully report that they have duly considered the bill, and recommend its passage.

The report of the committee was concurred in, the bill read a second time, and ordered to a third reading.

Mr. Branson (by consent) submitted the following:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

The committee on state institutions, to whom was referred House bill, No. 765, for "An act making sundry appropriations for the Southern Insane Hospital and Asylum at Anna," having considered the bill, report the same back to the House, with amendments, recommending the passage of the bill, as amended.

The report of the committee was concurred in, the bill read a first time and ordered to a second reading, and the bill and amendments ordered printed.

Leave of absence was granted to Mr. McPherran.

Mr. Hay (by consent), from the committee on judiciary, to which was referred House bill, No. 577, for "An act authorizing the survey of the overflowed lands on the east bank of the Mississippi river, within the State of Illinois, and making an appropriation therefor," reported the same back, and recommended it lie on the table.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Hay (by consent), from the committee on judiciary, to which was referred House bill, No. 631, for "An act to amend section 1 of an act

entitled 'an act in regard to the administration of estates,' approved April 1, 1872," reported the same back with an amendment, and recommended that it pass as amended.

The report of the committee was concurred in, the bill and amendments read a first time, ordered to a second reading, and to be printed.

Mr. Hay (by consent), from the committee on judiciary, to which was referred House bill, No. 689, for "An act to amend section 59 of an act entitled 'an act to provide for the election and qualification of justices of the peace and constables, and to provide for the jurisdiction and practice of justices of the peace in civil cases, and fix the duties of constables, and to repeal certain acts therein named,' approved April 1, 1872," reported the same back, and recommended that it pass.

The report of the committee was concurred in, the bill read a first time, and ordered to a second reading.

The special order for this hour, being the consideration of House bill, No. 720, for "An act concerning jurors, and to repeal certain acts herein named," was taken up and read a third time.

The bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 102, nays 6.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bradwell, Branson, Bryant, Bullard, Casey, Collins, Condon, Cronkrite, Crosby, Darnell, Davis, Dement, Dolan, Dresser, Dunham, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Golden, Gordon, Granger, Grant, Gridley, Griffith, Hart, Harvey, Hawes, Hay, Henry, Herrington, Hite of St. Clair, Hildrup, Hoiles, Hollenback, Hopkins, Jaques, James, Johnston, Jones, Kase, Lane of De Witt, Lemma, Lewis, Lietze, Loomis, Marsh, Massie, McGee, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Neville, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pinnell, Plowman, Quinn, Ramey, Rankin, Ray, Rice, Rogers, Savage, Sawyer, Scanlan, Senne, Shaw, Sheridan, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Virden, Walker, Wayman, Webster, Weinheimer, Westfall, Wicker, Wymore, Mr. Speaker—102.

Those voting in the negative are,

Messrs. Connolly, Jackson, Lane of Hancock, Pollock, Truitt, Wood—6.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

The special order for this hour, being the consideration of the resolution in relation to adjournment *sine die*, on Feb. 20, was taken up.

Mr. Jones moved to postpone the further consideration of the resolution indefinitely; which was agreed to, yeas 71, nays 31—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Branson, Bullard, Connolly, Davis, Dement, Dresser, Efner, Ewing, Ferrier, Flanders, Freeland, Golden, Granger, Gridley, Griffith, Hart, Hawes, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Jaques, Jackson, Johnston, Jones, Kase, Lane of Hancock, Lewis, Lietze, Loomis, Marsh, McGee, Meacham, Moore of Marshall, Moore of Adams, Moose, Moffett, Neville, Nulton, Oakwood, Orendorff, Pinnell, Plowman, Pollock, Rankin, Rice, Sawyer, Scanlan, Senne, Shaw, Sheridan, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Truitt, Virden, Wayman, Webster, Weinheimer, Wood, Wymore, Mr. Speaker—71.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Bradwell, Bryant, Casey, Collins, Condon, Cronkrite, Crosby, Darnell, Dolan, Dunham, Forth, Hay, Henry, Herrington, Hoiles, James, Lane of De Witt, Lemma, Massie, Middlecoff, Morrison, Oberly, Peltzer, Quinn, Ramey, Ray, Rogers, Savage, Wicker—31.

So the consideration of the resolution was indefinitely postponed.

Mr. Hopkins (by consent) presented a petition from citizens of Evans-ton, asking for an appropriation of \$25,000 for the "Foundlings' Home of Chicago;" which was referred to the committee on appropriations.

Mr. Hollenback (by consent) introduced House bill, No. 805, for "An act to amend section 107 of an act entitled 'an act in regard to roads and bridges, in counties under township organization,' approved April 11, 1873."

Which was referred to the committee on roads, highways and bridges.

Mr. Lane of Hancock (by consent) introduced House bill, No. 806, for "An act to amend section 6 of 'an act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms,' approved March 7, 1872."

Which was referred to the committee on judiciary.

House bills on second reading being in order,

By consent, House bill, No. 722, for "An act extending the time for the collection of the taxes on the assessments for the year A. D. 1873, and delinquent and omitted taxes on the assessment books for said year,"

Was taken up, and ordered engrossed for a third reading.

House bill, No. 724, for "An act to amend section 50 of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872,"

Was taken up, and read a second time.

Mr. Savage submitted the following amendment:

Strike out all after the words "and said," in 8th line, to the word "certificates," in the 14th line.

Which was adopted.

Mr. Jones submitted the following amendment:

Strike out the words "or board of examiners," in line 22, section 1.

Which was adopted.

On motion of Mr. Hart,

The bill was recommitted to the committee on education.

House bill, No. 730, for "An act to amend an act entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto,' and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved April 7, A. D. 1871," was read a second time.

Mr. Hart submitted the following amendment:

Add the following section: "§ 2. It is hereby declared that an emergency exists, therefore this act shall be in force from and after its passage."

Which was adopted.

The bill was then ordered engrossed for a third reading.

House bill, No. 735, for "An act to amend section 40 of an act entitled 'an act in regard to practice in courts of record,' approved Feb. 22, 1872,"

Was taken up, read a second time, and ordered engrossed for a third reading.

House bill, No. 788, for "An act to repeal an act entitled 'an act to vacate the plat of the western addition to Rock Island city, and to restore the right thereby divested,'"

Was taken up, read a second time, and ordered engrossed for a third reading.

House bills on third reading were taken up by consent.

House bill, No. 757, for "An act to amend section 31 of 'an act concerning corporations,' in force July 1, 1872," was read a third time.

The bill and all amendments thereto having first been printed, and an emergency being expressed in the body of the bill, as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 105, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballou, Barkley, Blakely, Bradwell, Branson, Bryant, Bullard, Casey, Collins, Condon, Cronkrite, Crosby, Darnell, Davis, Dement, Dolan, Dresser, Dunham, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Golden, Gordon, Granger, Grant, Gridley, Griffith, Hart, Harvey, Hawes, Hay, Henry, Herrington, Hite of St. Clair, Hildrup, Holles, Hollenback, Hopkins, Inscore, Jaques, Jackson, James, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Lietze, Loomis, Marsh, Massie, McGee, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Moore, Morrison, Moffett, Neville, Nulton, Oakwood, Oberly, Oleson, Oreudorff, Peltzer, Pinnell, Plowman, Pollock, Quinn, Rankin, Ray, Rice, Rogers, Savage, Sawyer, Scanlan, Senne, Shaw, Sheridan, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Truitt, Wayman, Webster, Weinheimer, Westfall, Wicker, Wood, Wynore, Mr. Speaker—105.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

House bill, No. 728, for "An act to amend fifteen and a half (15½) of an act entitled 'an act to amend an act entitled 'an act to exempt the homestead from forced sale, and to provide for setting off the same, and to exempt certain personal property from attachment and sale on execution, and from distress for rent,' approved April 30, 1873," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the negative—yeas 51, nays 41.

Those voting in the affirmative are,

Messrs. Barkley, Bradwell, Branson, Collins, Condon, Dement, Efner, Ewing, Flanders, Freeland, Granger, Harvey, Hawes, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Jaques, Johnston, Kase, Lewis, Lietze, McGee, Middlecoff, Moore of Marshall, Moore of Adams, Moffett, Peltzer, Pinnell, Plowman, Pollock, Quinn, Ramey, Ray, Rice, Rogers, Savage, Sawyer, Scanlan, Senne, Sheridan, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Wayman, Weinheimer, Wood, Wynore, Mr. Speaker—51.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Blakely, Bryant, Cronkrite, Darnell, Davis, Dolan, Dresser, Forth, Golden, Gordon, Grant, Gridley, Griffith, Hart, Henry, Holles, Jackson, James, Jones, Lane of Hancock, Lemma, Loomis, Marsh, Meacham, Morrison, Neville, Nulton, Oakwood, Oleson, Oreudorff, Shaw, Truitt, Walker, Webster, Westfall, Wicker—41.

The bill not having received the number of votes required by the constitution, was declared not passed.

House bill, No. 349, for "An act to amend the practice act in courts of record," was read a third time, and,

On motion of Mr. Bradwell,

Referred to the committee on judiciary.

On motion of Mr. Armstrong of Grundy,

At 12 o'clock M., the House adjourned to 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Bullard (by consent), from the committee on revenue, to which was referred House bill, No. 721, for "An act in regard to assessors and collectors in certain incorporated cities, and to extend the time for the assessment and collection of the county and state taxes therein, for the year A. D. 1873," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, and the bill ordered to a third reading.

Mr. Inscore (by consent) introduced House bill, No. 807, for "An act to limit the time for the delivery of city or county bonds to railroad companies or corporations in certain cases herein named," which, under suspension of the rules, was read a first time, ordered printed, and referred to the committee on railroads.

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the President of the Senate has appointed, on the part of the Senate, as members of the joint committee to investigate the affairs of the state charitable institutions, Senators Dow and Glenn.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 3d day of February, 1874, laid before the Governor for his approval, viz:

House bill, No. 468, for "An act to amend section 3 of an act entitled 'an act to allow convicts in the penitentiary a credit in diminution of their sentence, and for their being restored to citizenship on certain conditions,' approved March 29, 1872."

House bill, No. 623, for "An act to revise the law in relation to counties," was read a third time.

And the bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 104, nays 4.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of La Salle, Ballow, Barkley, Blakely, Bocock, Bradwell, Branson, Bryant, Bullard, Collins, Condon, Connolly, Cronkite, Darnell, Davis, Dement, Dolan, Dunham, Esher, Ewing, Ferrier, Flanders, Forth, Fresenius, Golden, Gordon, Granger, Grant, Gridley, Griffith, Hart, Harvey, Hawes, Hay, Henry, Herrington, Hildrup, Holmes, Hollenback, Inscore, Jaques, Jackson, James, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Lietze, Loomis, Marsh, Massie, McGee, Meacham, Middlecott, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Neville, Newton, Nulton, Oakwood, Oberly, Olsson, Orendorf, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Rankin, Ray, Rice, Rogers, Savage, Sawyer, Senne, Shaw, Sheridan, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Truitt, Virden, Walker, Wayman, Webster, Weinheimer, Westfall, Wicker, Wood, Wymore, Mr. Speaker—104.

Those voting in the negative are,

Messrs. Casey, Hopkins, Kase, Seanlan.

Mr. Peltzer was excused from voting.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 731, for "An act to repeal an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,' approved February 15, 1865," was read a third time.

Mr. Jones moved to refer the bill to the committee on elections.

Mr. Walker moved to lay the motion to refer on the table; which was agreed to, yeas 57, nays 54—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of La Salle, Ballow, Barkley, Blakely, Bryant, Bullard, Casey, Collins, Condon, Cronkrite, Darnell, Dement, Dolan, Dresser, Dunham, Easley, Ewing, Flanders, Forth, Griffith, Henry, Herrington, Holles, Hollenback, Jackson, James, Johnston, Kase, Lane of De Witt, Lemma, Lewis, Lietze, Loomis, Marsh, Meacham, Middlecoff, Moore of Adams, Moose, Morrison, Neville, Newton, Nulton, Oberly, Orendorff, Peltzer, Quinn, Rogers, Shaw, Streeter, Stroud, Virden, Walker, Weinheimer, Wymore—57.

Those voting in the negative are,

Messrs. Bradwell, Branson, Connolly, Davis, Efner, Ferrier, Freeland, Golden, Gordon, Granger, Grant, Gridley, Hart, Harvey, Hawes, Hay, Hildrup, Hopkins, Inscore, Jaques, Jones, Lane of Hancock, Massie, McFee, Moore of Marshall, Moffett, Oakwood, Oleson, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rice, Savage, Sawyer, Scanlan, Senna, Sheridan, Soule, Stewart of Winnebago, Stewart of McLean, Taggart, Truitt, Wayman, Webster, Westfall, Wicker, Wood, Mr. Speaker—54.

So the motion to lay on the table was agreed to.

On motion of Mr. Oberly,

The previous question was ordered.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative, yeas 66, nays 37.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of La Salle, Ballow, Barkley, Blakely, Bryant, Bullard, Casey, Collins, Condon, Cronkrite, Darnell, Davis, Dement, Dolan, Dresser, Dunham, Easley, Efner, Ewing, Flanders, Forth, Griffith, Hart, Harvey, Hawes, Henry, Herrington, Holles, Hollenback, Jaques, Jackson, James, Johnston, Kase, Lane of De Witt, Lemma, Lewis, Lietze, Loomis, Marsh, Massie, Meacham, Middlecoff, Moore of Adams, Moose, Morrison, Neville, Newton, Nulton, Oberly, Plowman, Quinn, Rogers, Savage, Shaw, Soule, Streeter, Stroud, Taggart, Virden, Webster, Weinheimer, Wymore—66.

Those voting in the negative are,

Messrs. Bradwell, Branson, Connolly, Ferrier, Golden, Granger, Grant, Gridley, Hay, Hildrup, Hopkins, Jones, Lane of Hancock, Moore of Marshall, Oleson, Orendorff, Peltzer, Pinnell, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rice, Sawyer, Scanlan, Senna, Sheridan, Stewart of Winnebago, Truitt, Walker, Wayman, Westfall, Wicker, Wood, Mr. Speaker—37.

The bill not having received the number of votes required by the constitution, was declared not passed.

On motion of Mr. Orendorff,

The vote by which the bill was lost was reconsidered.

On motion of Mr. Dunham,

The further consideration of the bill was postponed until Thursday next.

House bill, No. 515, for "An act to amend an act entitled 'an act in relation to the penitentiary at Joliet,' to be entitled 'an act to provide for the management of the Illinois state penitentiary at Joliet,' approved June 16, 1871," was read a third time.

The bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 102, nay 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of La Salle, Ballow, Barkley, Blakely, Bradwell, Branson, Bryant, Bullard, Casey, Collins, Condon, Connolly, Cronkrite, Darnell, Davis, Dement, Dolan, Dresser, Dunham, Easley, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Gordon, Granger, Grant, Gridley, Griffith, Hart, Harvey, Hawes, Henry, Herrington, Hildrup, Holles, Hollenback, Hopkins, Jaques, Jackson, James, Johnston, Jones, Kase,

Lane of Hancock, Lane of De Witt, Lemma, Lewis, Lietze, Loomis, Marsh, Maasie, McGee, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Mooee, Morrison, Moffett, Neville, Newton, Oakwood, Oberly, Olsson, Orendorff, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Rogers, Savage, Sawyer, Scanlan, Senne, Shaw, Sheridan, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Walker, Wayman, Webster, Weinheimer, Westfall, Wicker, Wood, Wymore, Mr. Speaker—102.

Mr. Truitt voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill and ask their concurrence therein.

A message from the Governor, by Philo J. Beveridge, Private Secretary :

Mr. Speaker : I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz :

House bill, No. 468, for "An act to amend section 3 of an act entitled 'an act to allow convicts in the penitentiary a credit in diminution of their sentence, and for their being restored to citizenship on certain conditions.' approved March 19, 1872."

On motion of Mr. Condon,

At 5 o'clock P. M., the House adjourned to 10 o'clock A. M. tomorrow.

WEDNESDAY, FEBRUARY 4, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Webster.

The journal of yesterday was being read, when,

On motion of Mr. Rountree,

The further reading of the same was dispensed with.

Mr. Rountree (by consent) introduced House bill, No. 808, for "An act to amend sections 6, 7 and 9 of an act entitled 'an act in regard to the completion of public parks, and the management thereof,' approved June 16, 1871, and to repeal section 17 of said act, and to add four sections thereto, in regard to the completion of public parks and the management thereof."

Which was referred to the committee on municipal affairs.

Mr. Hart submitted the following :

*To the Speaker and House of Representatives :*

GENTLEMEN : Your committee on county and township organization, to whom was referred House bill, No. 650, for "An act to revise the law in relation to plats," have had the same under consideration, and have instructed me to report the same back, with the recommendation that the amendment be laid on the table, and the bill do pass.

The report of the committee was concurred in, the amendment laid on the table, and the bill ordered engrossed for a third reading.

Mr. Hart (by consent), from the committee on county and township organization, to which was referred House bill, No. 337, for "An act to amend section 36 of 'an act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior Courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the

Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of Masters-in-Chancery, Notaries Public, Commissioners, Arbitrators, Jurors, Witnesses, Justices of the Peace, Constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872," reported the same back, and recommended that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Hart (by consent), from the committee on county and township organization, to which was referred House bill, No. 226, for "An act in relation to the board of county commissioners of Cook county," reported the same back, and recommended that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Hart (by consent) submitted the following :

*To the Hon. Speaker and House of Representatives :*

Your committee on county and township organization, to whom was referred House bill, No. 595, for "An act to submit the question of building court houses, jails or poor houses to a vote of the legal voters of counties," have had the same under consideration, and have instructed me to report the same back, and recommend it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Snow (by consent) submitted the following :

*To the Hon. Speaker and House of Representatives :*

Your committee on education, to whom was referred House bill, No. 617, for "An act to revise the law in relation to the State normal universities," beg to report the same back to your honorable body with the following substitute therefor: House bill, No. 809, for "An act to revise the law in relation to the State normal universities," and recommend that the bill do not pass, and the substitute do pass.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time, and ordered to a second reading.

Mr. Snow (by consent), from the committee on education, to which was referred House bill, No. 724, for "An act to amend section 50 of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," reported the same back, and recommend it to be laid on the table, and also reported as a substitute therefor House bill, No. 810, for "An act to amend section 50 of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," and recommended that it be passed.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time, and ordered to a second reading.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on February 3, 1874 :

House bill, No. 637, for "An act to record executions where the same has been levied upon real estate."

House bill, No. 653, for "An act to revise the law in relation to township organization."

On motion of Mr. Hart,

The rules were suspended, and House bill, No. 787, for "An act to



provide for the election of a State Board of Charities, and to regulate and define their duties," was taken up and read a first time.

Mr. Ferrier moved to refer the bill to the joint committee of five to investigate the affairs of the State charitable institutions.

Mr. Moore of Adams moved to amend the motion by referring the bill to a select committee of five, to be appointed by the Speaker; which was not agreed to.

Mr. Morrisou moved to amend the motion by referring the bill to the committee on revision; which was not agreed to, yeas 36, nays 73—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Barkley, Blakely, Branson, Collins, Connelly, Cronkite, Cullerton, Darnell, Dolan, Dresser, Ferrier, Flanders, Harvey, Holles, Hopkins, Kase, Lema, Loomis, Marsh, Morrison, Newton, Nulton, Oleson, Penfield, Plowman, Ray, Sawyer, Senné, Sheridan, Smith, Streeter, Virden, Walker, Wicker—36.

Those voting in the negative are,

Messrs. Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bocoock, Bradwell, Bryant, Bullard, Casey, Caseddy, Condon, Davis, Dement, Easley, Efner, Ewing, Forth, Freeland, Golden, Gordon, Graham, Grainger, Grant, Gridley, Hart, Hay, Henry, Hildrup, Hollenback, Inscore, Jaquess, Jackson, James, Johnston, Lane of Hancock, Lewis, Leltze, Mann, Massie, Middlecoff, Moore of Marshall, Moore of Adams, Moose, Moffett, Oakwood, Oberly, Orendorff, Peltzer, Pinnell, Pollock, Pyatt, Quinn, Race, Rankin, Rice, Rogers, Savage, Scanlan, Shaw, Soule, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Truitt, Washburn, Wayman, Webster, Westfall, Wood, Wymore, Mr. Speaker—73.

So the amendment was not agreed to.

The question recurring on the motion to refer the bill to the joint committee of five, it was decided in the affirmative.

Mr. Mann moved to instruct the committee on civil service and re-trenchment to report back all the bills in their possession relating to state institutions; which was agreed to.

Mr. Hart (by consent), from the committee on civil service and re-trenchment, to which was referred Senate bill, No. 334, for "An act relative to property conveyed, devised or bequeathed to the State in trust for charitable purposes,"

House bill, No. 610, for "An act to revise the law in relation to the State Commissioners of Public Charities,"

House bill, No. 611, for "An act to revise the law in relation to the Illinois Charitable Eye and Ear Infirmary,"

House bill, No. 612, for "An act to revise the law in relation to the Illinois Institution for the Education of the Blind,"

House bill, No. 613, for "An act to revise the law in relation to the Illinois Institution for the Education of the Deaf and Dumb,"

House bill, No. 614, for "An act to revise the law in relation to the State Insane Asylums,"

House bill, No. 615, for "An act to revise the law in relation to the Illinois Industrial University,"

House bill, No. 616, for "An act to revise the law in relation to the Illinois Institution for the Education of Feeble-minded Children," and

House bill, No. 618, for "An act to revise the law in relation to the Soldiers' Orphans' Home," reported the same back in compliance with the above instruction of the House.

On motion of Mr. Mann,

Said bills were referred to the committee on state institutions.

Mr. Inscore (by consent) submitted the following resolution:

*Resolved by the House of Representatives, the Senate concurring herein, That the joint committee on State Institutions be and hereby are authorized to employ a clerk.*

Which was referred to the committee on contingent expenses.

On motion of Mr. Johnston,

The consideration of the special order for this hour, being the consideration of House bill, No. 259, for "An act to simplify the forms of pleading," and House bill, No. 706, for "An act in regard to pleadings and practice in courts of record, and to repeal certain sections of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872," was postponed and made the special order for Friday, February 6th.

House bills on third reading being in order,

House bill, No. 637, for "An act to record executions where the same has been levied upon real estate," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 62, nays 45.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Boocock, Bradwell, Branson, Casey, Cassidy, Collins, Condon, Connolly, Cronkite, Cullerton, Davis, Dement, Dolan, Dresser, Easley, Effer, Ewing, Flanders, Graham, Granger, Gridley, Griffith, Hart, Hawes, Hildrup, Jaques, Jackson, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Lemma, Marsh, McGee, Moore of Marshall, Moore of Adams, Newton, Nulton, Oakwood, Oberly, Peltzer, Quinn, Ray, Rice, Senne, Smith, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Viridan, Walker, Webster, Wymore—62.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Bryant, Bullard, Darnell, Dunham, Ferrier, Forth, Harvey, Hay, Henry, Holles, Hollenback, Hopkins, James, Kase, Lewis, Lietze, Loomis, Mann, Massie, Meacham, Moffett, Neville, Oleson, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Rogers, Rountree, Savage, Sawyer, Scanlan, Shaw, Stroud, Truitt, Washburn, Weinheimer, Wicker, Wood, Mr. Speaker—45.

The bill not having received the number of votes required by the constitution, was declared lost.

House bill, No. 721, for "An act in regard to assessors and collectors in certain incorporated cities, and to extend the time for the assessment and collection of the county and State taxes therein, for the year A. D. 1873," was read a third time.

The bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill, as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 107, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Barkley, Blakely, Boocock, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Collins, Condon, Cronkite, Cullerton, Darnell, Davis, Dement, Dolan, Dunham, Easley, Effer, Ewing, Ferrier, Flanders, Forth, Freeland, Gordon, Graham, Granger, Gridley, Griffith, Hart, Harvey, Hawes, Hay, Henry, Harrington, Holles, Hollenback, Hopkins, Inscore, Jaques, Jackson, James, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Lietze, Loomis, Mann, Marsh, Massie, McGee, Meacham, Moore of Marshall, Moore of Adams, Morrison, Moffett, Neville, Newton, Oakwood, Oberly, Oleson, Orendorf, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Ramey, Rankin, Ray, Rice, Rogers, Rountree, Savage, Scanlan, Senne, Shaw, Sheridan, Shumway, Smith, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Truitt, Viridan, Walker, Wayman, Webster, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—107.

Mr. Connolly voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Leave of absence was granted to Messrs. Crosby and Hite of St. Clair.

House bill, No. 743, for "An act entitled 'an act to secure to clergymen of all denominations, free access to the penitentiary at Joliet, and all other penal, reformatory and charitable institutions in the State of Illinois,' was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 71, nays 33.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Ballow, Blakely, Bocoock, Bradwell, Branson, Bryant, Casey, Collins, Condon, Cronkite, Cullerton, Darnell, Davis, Denent, Dolan, Dresser, Dunham, Easley, Flanders, Forth, Freeland, Graham, Griffith, Hawes, Henry, Herrington, Hollis, Hollenback, Jackson, James, Johnston, Kase, Lane of DeWitt, Lewis, Lietze, Marsh, Meacham, Moore of Adams, Neville, Newton, Nulton, Oakwood, Oberly, Orendorff, Penfield, Pinnell, Plowman, Pyatt, Quinn, Ranney, Rice, Rogers, Rountree, Savage, Scanlan, Sheridan, Shumway, Smith, Soule, Stewart of Winnebago, Taggart, Thomas, Truitt, Walker, Washburn, Weinheimer, Wicker, Mr. Speaker—71.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Bullard, Cassidy, Connolly, Efner, Ewing, Gordon, Granger, Gridley, Hart, Hopkins, Jaquess, Jones, Lane of Hancock, Mann, Masseie, McGee, Moore of Marshall, Moffett, Pollock, Rankin, Ray, Sawyer, Shaw, Snow, Stewart of McLean, Streeter, Stroud, Virden, Webster, Wood, Wymore—33.

So the bill, not having received the number of votes required by the constitution, was declared lost.

Mr. Barkley moved to reconsider the vote by which the bill was lost; which was agreed to.

Mr. Herrington submitted the following resolution:

*Resolved*, That the use of this hall be granted to the Legislative Farmers' Club, on Thursday evening, February 5th, for the purpose of listening to an address from Hon. J. B. Turner, of Jacksonville, Illinois.

Which was adopted.

On motion of Mr. Oberly,

At 12:10 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Casey (by consent) presented a memorial from the Kansas Pacific Railway Company, in relation to uniform rates on the Union Pacific Railway and branches; which was referred to the committee on federal relations.

Mr. Meacham (by consent) introduced House bill, No. 811, for "An act for the relief of John H. Goldsmith."

Which was referred to the committee on militia.

Mr. Henry (by consent) introduced House bill, No. 812, for "An act to amend section 28 of 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

Which was referred to the committee on elections.

Mr. Granger (by consent) presented a memorial from the supervisors of McHenry county, asking for an amendment to the revenue law; which was referred to the committee on revenue.

The House resumed the unfinished business of this morning, being the consideration of House bill, No. 743, for "An act to secure to clergymen of all denominations free access to the penitentiary, at Joliet, and all other penal, reformatory and charitable institutions in the State of Illinois," on third reading.

Mr. Hopkins moved to recommit the bill to the committee on penitentiary.

Mr. Westfall moved to refer the bill to the committee on penitentiary, with the following instructions:

Insert in line 5, section 1, between the words "Illinois" and "provided," the following: "subject to such rules and regulations as may be established by the officers in charge of said institutions."

Which was agreed to.

House bill, No. 723, for "An act to amend section 16 of article 11 of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872," was read a third time.

The bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being: "Shall this bill pass?" it was decided in the negative—yeas 43, nays 61.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Blakely, Boock, Casey, Collins, Cronkrite, Cullerton, Dresser, Graham, Granger, Harvey, Herrington, Hite of Madison, Hollenback, Lane of Hancock, Marsh, Meacham, Moore of Adams, Neville, Oleson, Orendorf, Quinn, Ramey, Ray, Rogers, Savage, Sawyer, Scanlan, Senne, Sheridan, Shumway, Smith, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Walker, Washburn, Wicker—43.

Those voting in the negative are,

Messrs. Anderson, Ballow, Bradwell, Bryant, Cassidy, Connolly, Darnell, Davis, Dement, Dolan, Danham, Ehler, Ewing, Ferrier, Flanders, Forth, Freeland, Gordon, Griffith, Hart, Henry, Hildrup, Holles, Inscore, Jaquess, Jackson, Johnston, Jones, Kase, Lane of DeWitt, Lewis, Lietze, Loomis, Mann, Masie, McGee, Moore of Marshall, Morrison, Moffett, Newton, Nulton, Oakwood, Oberly, Pinnell, Plowman, Pollock, Pyatt, Race, Rice, Rountree, Shaw, Snow, Stewart of Winnebago, Truitt, Virden, Webster, Weisheimer, Westfall, Wood, Wymore, Mr. Speaker—61.

The bill, not having received the number of votes required by the constitution, was declared not passed.

Mr. Oberly moved to reconsider the vote by which the bill was lost.

On motion of Mr. Virden,

The previous question was ordered.

The question being on the motion to reconsider the vote by which the bill was lost, it was agreed to.

On motion of Mr. Lane of Hancock,

The bill was referred to the committee on judiciary.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 442, for "An act to revise the law in relation to clerks of courts."

Senate bill, No. 441, for "An act to revise the law in relation to county clerks."

Senate bill, No. 260, for "An act to provide for the collection of taxes and special assessments in certain cases therein specified."

Senate bill, No. 534, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

House bill, No. 653, for "An act to revise the law in relation to township organization," was read a third time.

Mr. Bradwell moved to refer the bill to the committee on county and township organization; which was not agreed to.

The bill and all amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 103, nays 10.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of La Salle, Ballow, Barkley, Blakely, Bocock, Branson, Bryant, Bullard, Casey, Collins, Condon, Connolly, Cronkite, Cullerton, Darnell, Davis, Dement, Dolan, Dunham, Easley, Efner, Ewing, Flanders, Forth, Freeland, Gordon, Graham, Gridley, Griffith, Hart, Harvey, Hawes, Hay, Henry, Herrington, Hite of St. Clair, Holles, Hollenback, Hopkins, Jaques, Jackson, Johnston, Jones, Lane of Hancock, Lane of De Witt, Lemma, Lewis, Lietze, Loomis, Mann, Marsh, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Newton, Nulton, Oakwood, Oberly, Oleason, Penfield, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rice, Rogers, Rountree, Savage, Sawyer, Senna, Shaw, Sheridan, Shumway, Smith, Snow, Soule, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Truitt, Virden, Walker, Washburn, Wayman, Webster, Weinheimer, Wicker, Wood, Mr. Speaker—103.

Those voting in the negative are,

Messrs. Bradwell, Cassedy, Granger, Massie, Neville, Quinn, Scanlan, Stewart of McLean, Wy-more—10.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Pyatt (by consent) presented petitions from ladies of Randolph county, asking for the suppression of the liquor traffic.

Which were referred to the special committee on temperance.

Mr. Jones (by consent) introduced House bill, No. 813, for "An act to amend an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,'"

Which was referred to the committee on elections.

Mr. Barkley (by consent) introduced House bill, No. 814, for "An act to provide for the payment of the expenses of the Senate Penitentiary Investigating Committee, and the expense of witnesses and miscellaneous expenses of the House Penitentiary Committee."

Which was referred to the committee on appropriations.

Mr. Jones (by consent) submitted the following :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

The committee on contingent expenses, to whom was referred the resolution in regard to the employment of a clerk for the joint committee on State institutions, would respectfully beg leave to report that as there is to be quite an amount of testimony to be taken which will need the services of a short hand reporter, therefore we recommend that the joint committee on State institutions be empowered to employ a clerk for such time as they may need such clerical aid.

The report of the committee was concurred in.

On motion of Mr. Race,

The rules were suspended to receive the following report :

*To the Speaker of the House of Representatives :*

The committee on public charities, to which was referred the petition of parties asking an appropriation in aid of the "Foundlings' Home," having had the same under consideration, direct me to report to the House that, in the opinion of the committee, the constitution of the State prohibits such appropriation, said institution being a private enterprise, and not coming under the head of State charitable institutions. Therefore the committee recommend that the matter lie on the table.

The report of the committee was concurred in.

Mr. Race (by consent), from the committee on public charities, to which was referred House bill, No. 672, for "An act to establish cemeteries," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, the bill read a first time, and ordered to a second reading.

Mr. Race (by consent) submitted the following :

*To the Speaker of the House of Representatives :*

The committee on public charities, to which was referred the communications of the Secretary of the Board of Charities, and the Superintendent of the Soldiers' Orphans' Home, beg leave to report that after a careful investigation of the subject matter therein contained, they are of the opinion that the statements of the officers of the Soldiers' Orphans' Home, also of the Board of Charities, are correct, and that there are no real disagreements between them—the one referring to the maximum and the other to the minimum age at which the law directs the discharge of inmates of the Home; and from the statements and admission of the Secretary of the Board of Charities, we are satisfied as to the good order and management of the institution, nor do we understand the report of the Board of Charities as casting any reflections on the management of the Home, and that we find no cause of complaint or action.

The report of the committee was concurred in.

Mr. Race (by consent) submitted the following :

*To the Speaker of the House of Representatives :*

The committee on public charities, to which was referred the resolution of the supervisors of Rock Island county, asking for an appropriation in aid of the Institution for the Education of Feeble-minded Children, having had the same under consideration, direct me to report the matter back to the House, with the recommendation that it lie on the table.

The report of the committee was concurred in.

Mr. Marsh submitted the following resolution :

*WHEREAS*, a majority of the people of this State are looking to this General Assembly for relief from the present unjust revenue law, therefore be it

*Resolved by the House of Representatives, the Senate concurring herein*, That a committee of five on the part of the House, and three on the part of the Senate, be appointed, the duty of which shall be to report a general revenue bill to the Senate and House as early as practicable.

Which was adopted.

Mr. Johnston (by consent) presented a petition from the Patrons of Husbandry of Rock Island county, asking that no change be made in the present railroad law.

Which was referred to the committee on railroads.

Mr. Lemma (by consent) submitted the following resolution :

*Resolved by the House of Representatives, the Senate concurring herein*, That the Secretary of State is hereby authorized and directed to distribute the Transactions of the State agricultural society, as follows, viz: One copy to each State and territorial library, one copy to each educational, each historical, and each literary institution in this State, and the remainder to each county agricultural society, in proportion to population, reserving one hundred copies for the use of future General Assemblies.

Which was not adopted.

On motion of Mr. Shaw,

At 4:40 o'clock P. M., the House adjourned to 10 o'clock A. M. to-morrow.

THURSDAY, FEBRUARY 5, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Webster,

The journal of yesterday was being read, when,

On motion of Mr. Wymore,

The further reading of the same was dispensed with.

Leave of absence was granted to Messrs. Hopkins and Jessup.

The special order for this hour being the consideration of House bill, No. 663, for "An act to repeal an act entitled 'an act to enable railroad companies to borrow money and mortgage their property and franchises therefor,' approved May 7, 1873,"

Was taken up, and the bill ordered engrossed for a third reading.

Senate bills on first reading being in order,

Senate bill, No. 534, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois exclusive of the county of Cook,' approved May 2, 1873,"

Was read a first time, and referred to the committee on judicial department.

Senate bill, No. 260, for "An act to provide for the collection of taxes in certain cases therein specified,"

Was read a first time, and referred to the committee on revenue.

Senate bill, No. 441, for "An act to revise the law in relation to county clerks,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 442, for "An act to revise the law in relation to clerks of courts," was read a first time, and,

On motion of Mr. Oleson,

Referred to the committee on revision.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 110, for "An act for the relief of the prosecuting attorney of the Alton city court."

Senate bill, No. 507, for "An act to amend an act entitled 'an act to incorporate and govern fire, marine and inland navigation insurance companies doing business in the State of Illinois.'"

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 467, for "An act to authorize the trustees of the Illinois State Hospital for the Insane, at Jacksonville, to sell and convey one and one-half acres of land to the city of Jacksonville, for public water works," with amendment thereto.

In the adoption of which amendment I am instructed to ask the concurrence of the House of Representatives.

Mr. Sherman moved to suspend the rules, to receive a resolution; which was not agreed to.

Senate bill, No. 393, for "An act to fix the compensation of the members, officers and employees of the General Assembly,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 110, for "An act for the relief of the prosecuting attorney of the Alton city court,"

Was read a first time, and referred to the committee on civil service and retrenchment.

Senate bill, No. 507, for "An act to amend an act entitled 'an act to incorporate and govern fire, marine and inland navigation insurance companies doing business in the State of Illinois,'"

Was read a first time, and ordered to a second reading.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on February 5, 1874:

House bill, No. 673, for "An act to amend section thirteen of an act entitled 'an act to fix the salaries of State officers; of the Judges of the Circuit Courts and Superior Court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior Courts in cities and towns; of the County Officers of Cook county; to regulate the fees of the Secretary of State and of the Clerks of the Supreme Court; to classify the counties according to population, and fix the scale of fees for County Officers in each class; to establish the fees of Masters-in-Chancery, Notaries Public, Commissioners, Arbitrators, Jurors, Witnesses, Justices of the Peace, Constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872."

House bill, No. 719, for "An act to enable cities and villages to establish and regulate cemeteries."

House bill, No. 788, for "An act to repeal an act entitled 'an act to vacate the plat of the western addition to Rock Island city,' and to restore the right thereby divested."

House bill, No. 729, for "An act concerning county superintendents of schools."

House bill, No. 699, for "An act to amend section 66 of an act entitled 'an act in regard to elections, and to provide for filling vacancies in elective offices,' approved April 3, 1872."

Mr. Rountree, from the committee on municipal affairs, to which was referred House bill, No. 808, for "An act to amend section six (6), seven (7) and nine (9) of an act entitled 'an act in regard to the completion of public parks, and the management thereof,' approved June 16, 1871, and to repeal section seventeen (17) of said act, and to add four (4) sections thereto, in regard to the completion of public parks and the management thereof," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, the bill read a first time and ordered to a second reading.

Mr. Inscore, from the committee on miscellaneous subjects, to which was referred House bill, No. 683, for "An act to regulate the practice of medicine in the State of Illinois, and protect the people against the impositions of empirics," reported the same back, and recommend that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.



Mr. Inscore, from the committee on miscellaneous subjects, to which was referred House bill, No. 768, for "An act entitled an act to preserve sheep, and to prevent dogs from killing the same," reported the same back, and recommended that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Shaw, from the committee on judiciary, to which was referred Senate bill, No. 438, for "An act to repeal an act entitled 'an act to provide for the election of additional supervisors in the county therein named,'" reported the same back; and recommended that it do pass.

The report of the committee was concurred in, the bill read a second time, and ordered to a third reading.

Mr. Shaw, from the committee on judiciary, to which was referred House bill, No. 806, for "An act to amend section 6 of 'an act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms,' approved March 7, 1872," reported the same back, and recommended that it do pass.

The report of the committee was concurred in, the bill read a first time, and ordered to a second reading.

Mr. Shaw submitted the following:

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred Senate bill, No. 443, for "An act to revise the law in relation to the supreme court," report the bill back, recommending that it be referred to the committee on revision, with the request that they prepare a bill on the subject.

The report of the committee was concurred in, and the bill referred to the committee on revision.

Mr. Shaw submitted the following :

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred Senate bill, No. 291, for "An act to revise the law in relation to replevin," reported the same back, and recommended its passage.

The report of the committee was concurred in, the bill read a second time, and ordered to a third reading.

Mr. Shaw (by consent), from the committee on judicial department, to which was referred House bill, No. 585, for "An act to extend the jurisdiction of county courts, and provide for the practice thereof, and to repeal an act of the same title, in force July 1, 1872," reported the same back, and recommended that it do not pass, and submit as a substitute therefor House bill, No. 815, for "An act to extend the jurisdiction of county courts, and to provide for the practice thereof, to fix the time for holding the same, and to repeal an act therein named," and recommend that the substitute do pass.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time, and ordered to a second reading.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred Senate bill, No. 293, for "An act to revise the law in relation to coroners," reported the same back, and recommended its passage.

The report of the committee was concurred in, and the bill read a third time.

The bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 107, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Barkley, Blakely, Booth, Bradwell, Branson, Bryant, Casey, Cassedy, Carpenter, Chambers, Collins, Condon, Connolly, Crawford, Cronkrite, Cullerton, Darnell, Davis, Dement, Dolan, Dunham, Easley, Eber, Ewing, Forth, Freeland, Freeman, Golden, Graham, Granger, Grant, Gridley, Griffith, Hart, Harvey, Hawes, Henry, Herrington, Hite of Madison, Hildrup, Hollenback, Inacore, Jaques, Jackson, James, Johnston, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Lietze, Loomis, Mann, Marsh, Masie, McGee, Meacham, Middlecoff, Moore of Adams, Morrison, Moffett, Mulvane, Newton, Nulton, Oakwood, Oberly, Orendorff, Peltzer, Penfield, Pinnell, Pollock, Pyatt, Quinn, Ramey, Ray, Rice, Rogers, Rountree, Savage, Sawyer, Senne, Shaw, Shumway, Smith, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streetor, Stroud, Taggart, Thomas, Thornton, Truitt, Virden, Walker, Washburn, Wayman, Weinheimer, Westfall, Wicker, Wood, Wymore, Mr. Speaker—107.

Mr. Sheridan voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

On motion of Mr. Shaw,

House bill No. 585 was taken from the table, and, together with House bill No. 815, recommitted to the committee on judicial department.

Mr. Moffett submitted the following:

Your committee on agriculture and horticulture, to whom was referred House bill, No. 639, entitled "An act to revise the law in relation to fences," would report the same back with amendments, with the recommendation that the amendments be adopted, and the bill pass as amended.

The report of the committee was concurred in, the bill read a second time, and the amendments adopted.

Mr. Johnston (by consent), from the committee on inland commerce and warehouses, to which was referred House bill, No. 572, for "An act to amend an act entitled 'an act to regulate public warehouses, and the warehousing and inspection of grain, and to give effect to article 13 of the constitution of this State,' approved April 25, 1871, in force July 1, 1871," reported the same back, and recommended that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Johnston (by consent), from the committee on inland commerce and warehouses, to which was referred House bill, No. 738, for "An act to amend sections 1 and 2 of an act entitled 'an act to establish a board of Railroad and Warehouse Commissioners, and prescribe their powers and duties,' approved April 13, 1871," reported the same back with amendments, and recommended it pass as amended.

The report of the committee was concurred in, and the bill ordered to a second reading.

Mr. Moffett (by consent) submitted the following:

Your committee on agriculture and horticulture, to whom was referred House bill, No. 512, for "An act to amend an act entitled 'an act to prohibit domestic animals from running at large in this State,' " would report the same back, with the recommendation that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Moffett (by consent) submitted the following:

Your committee on agriculture and horticulture, to whom was referred House bill, No. 599, for "An act to provide for the distribution of the agricultural reports of this State," would report the same back with amendments, and recommend that it do pass as amended.

The report of the committee was concurred in, the amendments adopted, and the bill ordered engrossed for a third reading.

By consent, Senate bill, No. 403, for "An act to revise the law in relation to liens," was taken up, and referred to the committee on judiciary.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 461, for "An act to revise the law in relation to official bonds."

Senate bill, No. 460, for "An act to revise the law in relation to *ne exeat*."

Senate bill, No. 238, for "An act to make an appropriation for compensation to military companies for services rendered in the city of Chicago, in the month of October, 1871."

Senate bill, No. 451, for "An act to revise the law in relation to frauds and perjuries."

Senate bill, No. 529, for "An act to amend an act concerning circuit courts, and to fix the time of holding the same in the several counties of the judicial circuits in the State of Illinois, exclusive of the county of Cook, approved May 2, 1873."

Senate bill, No. 452, for "An act to revise the law in relation to fugitives from justice."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Barkley (by consent), from the committee on penitentiary, to which was referred House bill, No. 743, for "An act to secure to clergymen of all denominations, free access to the penitentiary at Joliet, and all other penal, reformatory and charitable institutions in the State of Illinois," reported the same back with amendments, in compliance with instructions from the House, and recommended that the bill do not pass.

The report of the committee was received, and the amendments adopted.

Mr. Quinn submitted the following amendment:

Strike out of line 5, section 2, the words "the prisoners" and insert the words "his or her."

Which was adopted.

Mr. Stewart of McLean moved to strike out section 2; which was not agreed to, yeas 38, nays 69—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Ballow, Barkley, Bocock, Branson, Bullard, Cassidy, Carpenter, Chambers, Crawford, Ewing, Forth, Freeland, Graham, Granger, Hart, Hay, Jaquess, Jones, Lane of Hancock, McDonald, Moore of Marshall, Moffett, Mulvane, Olson, Pollock, Pyatt, Race, Ramey, Rankin, Savage, Sawyer, Snow, Seale, Stewart of Winnebago, Stewart of McLean, Washburn, Wood, Wymore—38.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Blakely, Bradwell, Bryant, Casey, Collins, Condon, Connolly, Cronkite, Cullerton, Darnell, Davis, Dement, Dolan, Dunham, Easley, Efner, Flanders, Freeman, Golden, Gordon, Grant, Gridley, Griffith, Harvey, Henry, Herrington, Hildrup, Holles, Hollenback, Inacore, Jackson, James, Johnaton, Lane of DeWitt, Lewis, Lietze, Loomis, Mann, Marsh, McGee, Meacham, Middlecoff, Morrison, Newton, Oakwood, Oberly, Orendorff, Peltzer, Plowman, Quinn, Rice, Rogers, Rountree, Scanlan, Senne, Sheridan, Smith, Streeter, Stroud, Thomas, Truitt, Wayman, Weinheimer, Wicker, Mr. Speaker—69.

So the motion to strike out section 2 was not agreed to.

Mr. Truitt submitted the following amendment:

Amend section 2 by striking out the words "to make suitable provisions for," where they occur, in line 2, and insert "to permit."

Which was adopted.

The bill was then ordered engrossed for a third reading.

Leave of absence was granted to Mr. Thornton.

On motion of Mr. Streeter,

At 12:20 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

HALF-PAST TWO O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Wicker (by consent), from the committee on canal and river improvements, introduced House bill, No. 816, for "An act to authorize the removal of the feeder dam across the Calumet river, near Blue Island, in Cook county, in the State of Illinois, and to provide compensation to Christian Pfeifer and John Roll for any loss they may sustain by its removal."

Which was read a first time, ordered to a second reading and ordered printed.

Mr. Stewart of McLean (by consent) introduced House bill, No. 817, for "An act to amend section 155 of an act entitled 'an act for the assessment of property and the levy and collection of taxes,' approved March 30, 1872, as amended by an act approved May 3, 1873."

Which was referred to the committee on revenue.

Mr. Davis (by consent) introduced House bill, No. 818, for "An act to revise the law in relation to the rate of interest."

Which was referred to the committee on civil service and retrenchment.

Mr. Pyatt (by consent) introduced House bill, No. 819, for "An act to define the northeastern boundary of Perry county."

Which was referred to the committee on judiciary.

Mr. Crawford (by consent) introduced House bill, No. 820, for "An act to enable municipal corporations to fund outstanding indebtedness."

Which was referred to the committee on municipal affairs.

Mr. Crawford (by consent) introduced House bill, No. 821, for "An act to enable any person, persons, firm or corporation owning dams to regulate the delivery and use of water or water power."

Which was referred to the committee on manufactures.

Mr. Cullerton (by consent) introduced House bill, No. 822, for "An act to amend an act entitled 'an act concerning jurors,' approved May 7, A. D. 1873."

Which was read a first time and referred to the committee on judiciary.

Mr. Cullerton (by consent) introduced House bill, No. 823, for "An act to amend an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872."

Which was referred to the committee on judiciary.

Mr. Armstrong of Grundy moved to suspend the rules to take up House bill, No. 731, for "An act to repeal an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,' approved February 15, 1865;" which was not agreed to.

Senate bills on second reading being in order,

Senate bill, No. 230, for "An act to amend an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872,"

Was read a second time and ordered to a third reading.

Senate bill, No. 360, for "An act in regard to forcible entry and detainer," was read a second time, and

Mr. Mann moved to refer the bill to the committee on revision; which was not agreed to.

Mr. Bradwell submitted the following amendment:

Add a section as follows:

§ 22. Whereas there is great uncertainty as to some of the provisions of the law relating to cases of forcible entry and detainer, therefore an emergency is declared to exist, and this act shall take effect and be in force from and after its passage.

Which was adopted.

The bill was then ordered to a third reading.

Senate bill, No. 444, for "An act to revise the law in relation to circuit courts and the superior court of Cook county,"

Was read a second time, and ordered to a third reading.

Mr. Anderson moved to suspend the rules, to take up House bill, No. 931, for "An act to repeal an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,' approved February 15, 1865," which was not agreed to, yeas 72, nays 49—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocock, Bryant, Bullard Casey, Cassidy, Collins, Condon, Cronkrite, Cullerton, Darnell, Dolan, Dresser, Dunham, Easley, Ewing, Flanders, Forth, Gordon, Graham, Griffith, Hart, Harvey, Herrington, Hite of Madison, Hoiles, Hollenback, Jaquess, Jackson, James, Johnston, Kase, Lane of De Witt, Lemma, Lewis, Loomis, Marsh, Meacham, Middlecoff, Moore of Adams, Moores, Morrison, Moffett, Neville, Newton, Nulton, Oberly, Orendorff, Peltzer, Penfield, Quinn, Ramey, Rankin, Rice, Rogers, Savage, Shumway, Smith, Soule, Streeter, Stroud, Virden, Walker, Weinheimer, Wymore—72.

Those voting in the negative are,

Messrs. Bradwell, Branson, Carpenter, Chambers, Connolly, Crawford, Davis, Dement, Efner, Ferrier, Freeland, Freeman, Granger, Grant, Gridley, Hawes, Hay, Hildrup, Jones, Lane of Hancock, Lietze, Mann, McGee, Moore of Marshall, Mulvane, Oakwood, Oleason, Pinnell, Plowman, Pollock, Pyatt, Race, Rountree, Sawyer, Scanlan, Senne, Sheridan, Snow, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Truitt, Washburn, Wayman, Westfall, Wicker, Wood, Mr. Speaker—49.

So the motion to suspend the rules was not agreed to.

Senate bill, No. 445, for "An act to revise the law in relation to the criminal court of Cook county,"

Was read a second time, and ordered to a third reading.

Mr. Quinn moved to reconsider the vote by which House bill, No. 728, for "An act to amend section fifteen and a half (15½) of an act entitled 'an act to amend an act entitled 'an act to exempt the homestead from forced sale, and to provide for setting off the same, and to exempt certain personal property from attachment and sale on execution, and from distress for rent,' approved April 30, 1873," was lost; which was agreed to.

Mr. Lane of Hancock moved to lay the bill on the table; which was not agreed to.

The question again being, "Shall the bill pass?" it was decided in the negative—yeas 53, nays 47.

Those voting in the affirmative are,

Messrs. Bocock, Branson, Carpenter, Chambers, Collins, Condon, Dolan, Easley, Efner, Ewing, Flanders, Freeman, Gordon, Graham, Granger, Grant, Gridley, Harvey, Hawes, Herrington, Hite of Madison, Hildrup, Jaquess, Johnston, Jones, Kase, Lemma, Lietze, Marsh, Moore of Marshall, Moore of Adams, Moffett, Mulvane, Neville, Newton, Oakwood, Pinnell, Plowman, Pollock, Pyatt, Quinn, Rice, Savage, Senne, Sheridan, Smith, Stewart of Winnebago, Stewart of McLean, Taggart, Truitt, Weinheimer, Wood, Mr. Speaker—53.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Blakely, Bradwell, Bryant, Bullard, Casey, Cassidy, Crawford, Cronkrite, Cullerton, Darnell, Davis, Dement, Forth, Freeland, Golden, Griffith, Hart, Henry, Hoiles, Hollenback, Jackson, James, Lane of Hancock, Lewis, Loomis, Mann, Nulton, Oleason, Orendorff, Race, Ramey, Rankin, Sawyer, Streeter, Stroud, Thomas, Virden, Walker, Washburn, Wayman, Wicker, Wymore—47.

The bill not having received the number of votes required by the constitution, was declared lost.

Senate bill, No. 446, for "An act to fix the terms of the courts of Cook county,"

Was read a second time, and ordered to a third reading.

Senate bill, No. 400, for "An act to enable cemetery companies to sell and convey land not required for burial purposes,"

Was read a second time and ordered to a third reading.

Senate bill, No. 510, for "An act to amend section 91 of an act entitled 'an act in regard to the administrations of estates,' approved April 1, 1872,"

Was read a second time, and ordered to a third reading.

Senate bill, No. 276, for "An act to provide for fees of certain officers therein named in counties of the third class," was read a second time, and,

On motion of Mr. Cullerton,

Laid on the table.

Senate bills on third reading being in order,

Senate bill, No. 141, for "An act to amend section 132 of an act entitled 'an act in regard to elections, and to provide for filling vacancies in elective offices,' approved April 3, 1872," was read a third time.

Mr. Bradwell moved to refer the bill to the committee on judiciary; which was not agreed to.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 81 nays 7.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Blakely, Bradwell, Bryant, Bullard, Cassidy, Carpenter, Chambers, Collins, Cronkite, Cullerton, Darnell, Davis, Dement, Dolan, Easley, Efner, Ewing, Forth, Freeland, Freeman, Golden, Gordon, Granger, Grant, Gridley, Griffith, Hart, Hawes, Hollenback, Jaquess, Jackson, James, Johnston, Kase, Lane of Hancock, Lemma, Lietze, Loomis, Marsh, Moore of Adams, Moose, Moffett, Mulvane, Neville, Newton, Nulton, Orendorff, Pinnell, Plowman, Pollock, Pryatt, Ramey, Rankin, Rice, Rogers, Savage, Sawyer, Seane, Sheridan, Smith, Stewart of Winnebago, Stewart of McLean, Streator, Stroud, Taggart, Thomas, Truitt, Walker, Washburn, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—81.

Those voting in the negative are,

Messrs. Crawford, Hite of Madison, Hildrup, Jones, Mann, Moore of Marshall, Wayman—7.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

On motion of Mr. Kase,

The vote by which House bill, No. 637, for "An act to record executions where the same have been levied upon real estate," was lost, was reconsidered.

On motion of Mr. Kase,

The bill was referred to the committee on judiciary.

Senate bill, No. 168, for "An act to encourage the planting and growing of timber," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 86, nays 18.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Crawford, Cronkite, Cullerton, Davis, Dement, Dolan, Easley, Efner, Ewing, Flanders, Freeland, Freeman, Golden, Gordon, Graham, Granger, Gridley, Griffith, Hart, Harvey, Hawes, Hay, Henry, Herrington, Hite of Madison, Hildrup, Hollis, Hollenback, Jaquess, James, Johnston, Kase, Lane of Hancock, Lemma, Mann, Marsh, Mellicoff, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Mulvane, Oakwood, Pelizer, Plowman, Pollock, Ramey, Rankin, Rice, Rogers, Roun-

tree, Savage, Sawyer, Scanlan, Shaw, Sheridan, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Truitt, Walker, Washburn, Weinheimer, Wicker, Wymore, Mr. Speaker—85.

Those voting in the negative are,

Messrs. Blakely, Darnell, Forth, Grant, Jackson, Jones, Lane of De Witt, Lewis, Lietze, McGee, Neville, Newton, Nulton, Pinnell, Pyatt, Senne, Streeter, Wood—18.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 316, for "An act to revise the law in relation to records," was read a third time.

On motion of Mr. Hay,

The bill was referred to the committee on judiciary.

On motion of Mr. Walker,

At 4:30 o'clock P. M. the House adjourned to 10 o'clock A. M., to-morrow.

### FRIDAY, FEBRUARY 6, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Webster.

The journal of yesterday was being read, when,

On motion of Mr. Loomis,

The further reading of the same was dispensed with.

Mr. Rountree (by consent), from the joint committee on revision, to which was referred Senate bill, No. 443, for "An act to revise the law in relation to the supreme court," reported the same back with the following amendments, and recommended that the bill pass as amended.

The bill was read a second time.

The joint committee submitted the following amendments:

1st. Strike out section 1.

Which was adopted.

2d. At the beginning of the 2d section insert "Be it enacted by the People of the State of Illinois, represented in the General Assembly."

Which was adopted.

3d. Strike out section 3 and insert the following:

The three grand divisions for the holding of the supreme court are hereby abolished, and hereafter the terms of the supreme court shall be held at Springfield, as follows:

On the first Tuesday of January and June, and the second Tuesday of September, in each year.

Which was adopted, yeas 84, nays 30—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Ballow, Bocoock, Bradwell, Branson, Bryant, Bullard, Cassedy, Carpenter, Collins, Connolly, Crawford, Cullerton, Darnell, Davis, Dewey, Dresser, Dunham, Easley, Ewing, Freeland, Freeman, Golden, Gordon, Granger, Gridley, Griffith, Harvey, Hay, Henry, Herrington, Hite of Madison, Hildrup, Jackson, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Marsh, McAdams, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Moore, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Pollock, Quinn, Race, Ramey, Rankin, Rice, Rogers, Rountree, Savage, Sawyer, Scanlan, Senne, Shaw, Sheridan, Shumway, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Truitt, Virden, Washburn, Wayman, Webster, Weinheimer, Westfall, Mr. Speaker—84.

Those voting in the negative are,

Messrs. Anderson, Armstrong of LaSalle, Barkley, Blakely, Casey, Chambers, Cronkite, Dement, Dolan, Efner, Forth, Graham, Hart, Holles, Hollenback, Lucore, Jaquesa, James, Lemma, Lietze, Loomis, Mann, McGee, Pyatt, Ray, Smith, Soule, Wicker, Wood, Wymore—30.

So the amendment was adopted.

4th. Strike out of section 17, first line, the words "for each grand division."

Which was adopted.

5th. Strike out of third line, same section, the word "fifty," and insert the words "one hundred."

Which was adopted.

6th. Amend by adding the following section:

§ 18. The judges of the supreme court shall cause the libraries at Ottawa and Mt. Vernon to be transferred to Springfield, and such parts thereof as they shall think best added to the supreme court library at that place, and such books as shall not be required for that purpose, the said judges are authorized to exchange for others, sell and the proceeds to use in the purchase of other suitable books to be added to said library. The expenses of such removal and exchange being certified by the judges of said court, the Auditor shall draw his warrant therefor on the State Treasurer.

Which was adopted.

7th. Amend the bill by numbering the sections properly.

Which was adopted.

Mr. Armstrong of LaSalle moved to refer the bill to the committee on judiciary; which was not agreed to.

Mr. Armstrong of Grundy submitted the following amendment:

Strike out section 17 and insert: "§ 17. The judges of the supreme court shall appoint a librarian and custodian, and prescribe their duties and fix their compensation, not exceeding one hundred dollars per quarter to the librarian, nor twenty-five dollars per quarter to the custodian, to be paid as other expenses of the supreme court are paid. Such librarian and custodian, before entering upon the duties of their respective offices, shall give bond, payable to the People of the State of Illinois, in the penal sum of one thousand dollars each, with security, to be approved by two of said judges, conditioned for the due preservation of the books and other property in their respective charge, and for the faithful performance of their respective duties. Said court shall also, by order, from time to time, designate the amount and kind of records and other stationery that may be required for the use of said court, and direct the clerk to purchase the same by contract from the lowest responsible bidder therefor."

Which was adopted.

Mr. Rountree submitted the following amendment:

Amend section 3 as amended by inserting at the beginning of the section: "The existing several grand divisions, for the purpose of holding terms of the supreme court, are hereby abolished, and hereafter."

Which was adopted.

The report of the committee was concurred in, as amended, and the bill was then ordered to a third reading.

On motion of Mr. Rountree,

The vote by which the bill was ordered to a third reading was reconsidered.

On motion of Mr. Rountree,

The vote by which the amendment submitted by him to section 3 was adopted, was reconsidered.



Mr. Rountree (by consent) withdrew his amendment to section 3.

The bill was then ordered to a second reading.

Mr. Inscore (by consent), from the committee on miscellaneous subjects, to which was referred House bill, No. 772, for "An act to regulate the practice of medicine in the State of Illinois," reported the same back, and recommended that it be printed.

The report of the committee was concurred in, and the bill ordered to be printed.

On motion of Mr. Inscore,

House bill, No. 765, for "An act making sundry appropriations for the Southern Insane Hospital and Asylum at Anna,"

Was taken up, and referred to the committee on appropriations.

Mr. Dement (by consent), from the committee on manufactures, to which was referred House bill, No. 821, for "An act to enable any person, persons, firm or corporation owning dams to regulate the delivery and use of water or water power," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, the bill read a first time, and ordered to a second reading.

Mr. Graham submitted the following report :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

Your committee on revenue, to whom was referred House bill, No. 690, for "An act to amend sections Nos. 169, 177, 178, 182, 185, 239, 241 and 247, of an act that came in force July 1, 1873, as relates to the assessment and collection of taxes of 1873," have instructed me to report back the same, with a recommendation that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Graham submitted the following report :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

The committee on revenue, to whom was referred House bill, No. 727, for "An act to amend section thirty (30) of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872," report the same back, and recommend that it lie on the table.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Graham submitted the following report :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

The committee on revenue, to whom was referred House bill, No. 670, for "An act to amend sections 128 and 229, of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872, in force July 1, 1872," report the same back and recommend that the bill be amended by striking out section two hundred and twenty-nine (229), and when so amended, that it do pass.

The report of the committee was concurred in, the bill and amendment read a first time, and ordered to a second reading.

Mr. Graham submitted the following report :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

The committee on revenue, to whom was referred House bill, No. 682, for "An act to amend sections three, twenty-seven and twenty-nine (29)

of an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' report the same back, with the recommendation that it lie on the table.

On motion of Mr. Streeter,

The bill was ordered printed, and the consideration of the report postponed, and made the special order for Wednesday, February 11.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 6th day of February, 1874, laid before the Governor for his approval, viz:

Senate bill, No. 293, for "An act to revise the law in relation to coroners."

Mr. Moore of Marshall, from the committee on engrossed and enrolled bills, begs leave to report that a bill of the following title has been correctly engrossed on February 6, 1874:

House bill, No. 781, for "An act to establish a court of record in the city of East St. Louis."

House bill, No. 735, for "An act to amend section 40 of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872."

House bill, No. 730, for "An act to amend an act entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto,' and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved April 7, A. D. 1871."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed, on February 5, 1874:

House bill, No. 741, for "An act in relation to courts of record in cities."

House bill, No. 108, for "An act to regulate the means of egress from public buildings."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed on February 6, 1874:

House bill, No. 722, for "An act extending the time for the collection of the taxes on the assessments for the year A. D. 1873, and delinquent and omitted taxes on the assessment books for said year."

Mr. Stewart of Winnebago submitted the following report:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

Your committee on elections, to whom was referred House bill, No. 813, for "An act to amend 'an act for the registry of electors, and to prevent fraudulent voting,' approved February 15, 1865," beg leave to report the same back, with a substitute therefor: House bill, No. 824, for "An act to amend sections 1, 2, 4, 7, 9 and 12, of an act entitled 'an act for the registry of electors, and to prevent fraudulent voting, and to repeal section 10 of said act,'" and recommend the passage of the substitute, and that the original bill lie on the table.

The report of the committee was concurred in, the original bill laid on the table, the substitute read a first time and ordered to a second reading.

On motion of Mr. Efner,

Senate bill, No. 238, for "An act to make an appropriation for compensation to military companies, for services rendered while on duty at Chicago, in the month of October, 1871,"

Was referred to the committee on appropriations.

The special order for this hour being the consideration of the report of the committee on judicial department on House bill, No. 259, for "An act to simplify the forms of pleading," and House bill, No. 706, for "An act in regard to pleadings and practice in courts of record, and to repeal certain sections of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872," was taken up.

Mr. Lane of Hancock moved to postpone the further consideration of the report indefinitely.

On motion of Mr. Anderson,

The previous question was ordered.

The question being on adopting the motion to postpone the consideration of the report indefinitely, it was decided in the negative, yeas 48, nays 61—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of La Salle, Barkley, Branson, Bryant, Casey, Carpenter, Collins, Connolly, Callerton, Davis, Dement, Dewey, Ewing, Forth, Freeland, Griffith, Harvey, Hay, Herrington, Helles, Inacore, James, Kase, Lane of Hancock, Lewis, Liesse, Moore of Marshall, Moore of Adams, Moose, Moffett, Newton, Nulton, Olason, Peltzer, Ray, Rountree, Savage, Sawyer, Senna, Shaw, Stewart of Winnebago, Virdep, Walker, Washburn, Weinheimer, Wood, Mr. Speaker—48.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Ballow, Blakely, Boocock, Bradwell, Bullard, Cassidy, Chambers, Ondon, Crawford, Darnell, Dresser, Easley, Efner, Ferrier, Flanders, Freeman, Golden, Gordon, Graham, Granger, Grant, Gridley, Hart, Hawes, Henry, Hildrup, Jaques, Jackson, Johnston, Jones, Loomis, Mann, Marsh, McAdams, McGee, Middlecoff, Moose, Mulvane, Oberly, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Rice, Rogers, Scanlan, Sheridan, Shumway, Smith, Soule, Stewart of McLean, Strator, Taggart, Thomas, Truitt, Westfall, Wicker, Wymore—61.

So the motion to indefinitely postpone was not agreed to.

A division of the question being ordered, and

The first question being on concurring in the part of the report of the committee recommending that House bill No. 259, do not pass, it was decided in the negative.

On motion of Mr. Ballow,

At 12:30 o'clock P. M., the House adjourned until 2:30 o'clock P. M.

## TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Armstrong of Grundy (by consent) submitted the following resolution:

*Resolved*, That the use of this hall be given to R. S. Elliott, of St. Louis, to-morrow evening, February 7th, for the delivery of his lecture, "West of the Mississippi—Geological History."

Which was adopted.

Mr. Kase (by consent) introduced House bill, No. 825, for "An act to amend section twelve (12) of an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's Attorneys; of the Judges and Prosecuting Attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the

counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees."

Which was referred to the committee on fees and salaries.

Mr. Peltzer (by consent) introduced House bill, No. 826, for "An act giving additional powers and jurisdiction to boards of health in cities where they now exist."

Which was read a first time and referred to the committee on municipal affairs.

Mr. Hite of Madison (by consent) introduced House bill, No. 827, for "An act to amend sections two and six of article six of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, A. D. 1872, and in force July 1, A. D. 1872."

Which was referred to the committee on corporations.

The House resumed the unfinished business of this morning, being the consideration of House bill, No. 259, for "An act to simplify the forms of pleading."

The bill was read a second time.

Mr. Armstrong of Grundy moved to amend by striking out section 5; which was agreed to.

Mr. Connolly submitted the following amendment:

Amend line 175, section 1, by striking out the words "called the big field, and depastured the same with cattle," and insert in parenthesis: "(here describe the premises and the nature of the trespass.)"

Which was adopted.

Mr. Connolly submitted the following amendment:

Amend line 293 by striking out "answers" and inserting "pleas."

Which was adopted.

Mr. Armstrong of Grundy submitted the following amendment:

Strike out the word "Cook," in line 365.

Which was adopted.

Mr. Connolly submitted the following amendment:

Amend lines 2, 3 and 4, in section 3, by striking out the words "and do away with the accumulated surplusage attached to the antiquated common law forms now in use in pleading in this State."

Which was adopted.

Mr. Branson submitted the following amendment:

Add between lines 321 and 322: "Provided, that this section shall not be so construed as to forbid the use of the plea of the general issue in all actions in contracts the same as it is now used."

Which was adopted.

Mr. Crawford submitted the following amendment:

Amend line 168 by striking out "No. 110 Sixth street, in the city of Springfield, Illinois," and inserting in parenthesis the words "(here insert a description of the premises.)"

Which was adopted.

Mr. Hay submitted the following amendment:

Amend line 261 by inserting between the words "defendant" and "injured," the words "(here set forth the negligence complained of.)"

Which was adopted.

Mr. Lietze submitted the following amendment:

Insert in section 1, line 4, after the word "case," the words "within all the courts of this State."

Which was not adopted.

Mr. Connolly submitted the following amendment:

Amend lines 168 and 169 by striking out the words "No. 110 Sixth street, in the city of Springfield, Illinois, to hold for three years from the — day of —, A. D. 187—," and insert in parenthesis "(here describe the property and length of term.)"

Which was adopted.

Mr. Truitt submitted the following amendment:

Strike out all after the enacting clause and insert the following:

#### FORMS AT LAW.

SECTION 1. There shall be only three divisions of personal actions—

*First*—Actions of contract, which shall include those heretofore known as actions of assumpsit, covenant and debt, except for penalties.

*Second*—Actions of tort, which shall include those heretofore known as actions of trespass, trespass on the case, trover, detinue, and all actions for penalties.

*Third*—Actions of replevin, the pleadings and practice of which shall conform with the provisions of this act: *Provided, however*, that nothing herein contained shall be construed so as to impair any other remedy which is or may be prescribed by law to protect any right or redress any wrong.

§ 2. The only pleadings allowed are—

*First*—The precipe for a summons, which may be filed by the plaintiff, or affidavit for a *capias* or writ of attachment or replevin.

*Second*—The declaration by the plaintiff.

*Third*—The demurrer or answer by the defendant.

*Fourth*—The demurrer or replication by the plaintiff.

#### DECLARATIONS, ETC.

§ 3. The form of declaring, in personal actions, shall be according to the following particulars:

*First*—The action shall be named in conformity with the divisions specified in section one of this act.

*Second*—No averment need be made which the law does not require to be proved.

*Third*—A statement of the facts constituting the cause of action in plain, concise language, without repetition, and in such manner as to enable a person of common understanding to know what is intended.

*Fourth*—When the declaration contains more than one cause of action each shall be distinctly stated in separate paragraphs and numbered.

*Fifth*—One count only need be inserted for each cause of action, but any number of breaches may be assigned in each count; and when the nature of the case requires it, breaches may be assigned in the alternative. Two causes of action not arising on the same contract shall not be embraced in one count, except the count in an account annexed as hereinafter provided.

*Sixth*—Any number of counts for different causes of action belonging to the same division of actions may be inserted in the same declaration. Actions of contract and actions of tort shall not be joined; but when it is deemed doubtful to which of those classes a particular cause of action belongs, a count in contract may be joined with a count in tort averring that both are for one and the same cause of action.

*Seventh*—The common counts shall not be used unitedly, but each one of those counts may be used in the form hereinafter prescribed, when the natural import of its terms correctly describes the cause of action.

*Eighth*—A count on an account annexed in the form hereinafter prescribed may be used in an action of contract, when one or more items are claimed, either of which would be correctly described by any one of the common counts, according to the natural import of its terms.

*Ninth*—In place of the form of declaration heretofore used in the action of trover, the form hereinafter prescribed shall be used.

*Tenth*—All written instruments, except policies of insurance, shall be declared on by setting out a copy, or such part as is relied on, or the legal effect thereof, with proper averments to describe the cause of action. If the whole contract is not set out, a copy, or the original, as the court may direct, shall be filed on motion of the adverse party. Where it may be necessary, the copy so filed shall, if the court so order, be part of the record, as if over had been granted of a deed declared on according to the common law. No proffer or excuse therefor need be inserted in a declaration. If the instrument relied on is lost or destroyed, or is not in the power of the party who relies on it, he shall state the substance of it as nearly as he can, and the reason why a copy is not given.

*Eleventh*—When a bond or other conditional obligation, contract, or grant is declared on, the condition shall be deemed part of the obligation, contract or grant, and shall be set forth; breaches relied on shall be assigned, and conditions precedent to the right of the party relying thereon shall be averred to have been performed, or his excuse for the non-performance thereof stated.

*Twelfth*—A demand of the relief to which the plaintiff may think himself entitled. If the recovery of money be demanded, the amount of damages shall be stated which the plaintiff thinks he is entitled to recover.

#### DEMURRERS.

§ 4. To raise an issue in law, the answer shall contain a statement that the defendant demurs to the declaration, or to some one or more counts therein, as the case may be, and shall assign specially the causes of demurrer. Demurrers may be for the following, among other causes:

*First*—That counts in contract and tort, or either, with replevin, or a count in the plaintiff's own right, and a count in some representative capacity, improperly joined in the declaration.

*Second*—That the declaration or some count thereof, as the case may be, does not state a legal cause for action substantially in accordance with the rules contained in this act.

*Third*—That the answer does not state a legal defense to the declaration or some count thereof, as the case may be, substantially in accordance with such rules. The particulars in which the alleged defect consists, shall be specially pointed out, and the attorney, if any, shall certify upon the demurrer that he is of the opinion that there is such probable ground in law therefor as to make it a fit subject for judicial inquiry and trial, and that it is not intended for delay.

§ 5. When a demurrer is sustained, on the ground of several causes of action being improperly joined in the same declaration, the court may order the misjoinder to be noted, and may, if justice require, cause as many separate actions to be docketed between the parties as there are

causes decided by the court to be improperly joined, and each shall stand as a separate action, and the plaintiff shall, thereupon, file a declaration in each of such cases, to which the defendant shall enter his appearance and plead and go to trial, or suffer default in the same manner as in the original case; but the plaintiff may, if he so elect, dismiss any cause of action so improperly joined. No judgment shall ever be reversed for any error committed in sustaining or overruling a demurrer for misjoinder of cause of action. If the court sustain a demurrer, the plaintiff may amend on such terms as to the court may seem just.

§ 6. The defendant may demur to one or more of the several causes of action alleged in the declaration, and answer the residue.

#### ANSWERS, REPLICATIONS, ETC.

§ 7. Any defense to a personal action which might have been made by plea in abatement, may be made by answer containing such allegations or denials as may be necessary to constitute such defense.

§ 8. Special pleas in bar as formerly used, are abolished, and the general issue in all except real and mixed actions, and in place thereof the defendants shall file an answer to the declaration.

§ 9. Two or more defendants making the same defense may answer jointly. Different consistent defenses may be separately stated in the same answer.

§ 10. The answer shall deny in clear and precise terms every substantive fact intended to be denied, in each count of the declaration separately, or shall declare the defendant's ignorance of the fact so that he can neither admit nor deny, but leaves the plaintiff to prove the same.

§ 11. In answering the common counts, and the count in an account annexed, the defendant shall answer specifically every item contained in the bill of particulars or account annexed, but he may make one and the same allegation or denial concerning any number of items to which such allegation or denial is applicable, specifying the number of the items thus answered together, when not less than the whole. If the defendant denies that any item is due or payable, or that he owes the plaintiff as alleged, he shall state all the substantive grounds on which he intends to rest such denial, and shall specify whether some, and what part, or the whole of such item or demand is denied.

§ 12. The answer may contain a statement of any new matter constituting a defense, recoupment, counter claim or set-off, in plain and concise language, without repetition. It may also contain as many grounds of defense, recoupment, counter claim and set-off as the defendant may have. Each shall be separately stated in a paragraph, and numbered, and clearly refer to the cause of action intended to be answered.

§ 13. The defendant in any action brought upon any contract or agreement, either expressed or implied, having claims or demands against the plaintiff in such action as specified in section 12, may set the same up in his answer, and the same or such part thereof as the defendant shall prove on trial shall be set off and allowed against the plaintiff's demand, and a verdict shall be given for the balance due. And if it shall appear that the plaintiff is indebted to the defendant, the jury shall find a verdict for the defendant, and certify to the court the amount so found, and the court shall give judgment in favor of such defendant with the costs of his defense. If the cause is tried by the

court, the finding and judgment shall be in like manner. When such answer shall have been interposed, the plaintiff shall not be permitted to dismiss his suit without the defendant's consent.

§ 14. In all cases in which a denial is made by answer or otherwise, concerning a time, sum, quantity, or place alleged, the party denying shall declare whether such denial is applicable to every sum, quantity or place, or not, and if not, what time, sum, quantity or place he admits.

§ 15. When the answer sets up the statute of limitations, the statute of frauds, or any other legal bar, the defendant shall not be deprived of the benefit of such defense by reason of his not denying the facts set forth in the declaration.

§ 16. Written instruments, when relied on in an answer or subsequent allegation, shall be set out, or copies of the originals shall be filed in the manner prescribed in this act, when they are declared on.

§ 17. When a conditional obligation, contract or grant is relied on in an answer or subsequent allegation, the condition shall be deemed a part of the instrument, and similar averments shall be required in pleading on the same as are required by the tenth clause of section three.

§ 18. No further pleading shall be required after the answer, except by order of the court, as hereinafter mentioned. But the plaintiff may demur to the answer, and if the answer contains any new matter in avoidance of the action, such new matter shall be deemed to be denied by the plaintiff, or the court may, on motion of the defendant, require the plaintiff to reply thereto and state whether he admits or denies any, and if any, what part thereof. The plaintiff may, if he pleases, without such order, at any time before trial, file a replication to the answer, clearly and specifically stating any facts in reply to the new matter, not inconsistent with the declaration and constituting a defense to the answer.

§ 19. The replication may raise an issue in law by the statement that the plaintiff demurs to the answer, or so much thereof as applies to one or more counts in the declaration, as the case may be, assigning specially the causes of such demurrer, and in like manner either party may answer to the allegation of the other party. But no defect of form merely, either in the declaration or subsequent allegation, shall be assigned as a cause of demurrer. The opposite party shall be deemed to join in the demurrer if he do not amend, which he may do at such time and upon such terms as the court may allow.

§ 20. Every material allegation of the declaration not specifically controverted by the answer, and every material allegation of new matter in the answer not specifically controverted by the replication, if a replication be filed, shall, for the purposes of the action, be taken as true; but the allegation of new matter in a replication is to be deemed controverted by the adverse party as upon a direct denial or avoidance, as the case may require. Allegations of value or amount of damages shall not be considered as true by the failure to controvert them.

§ 21. When pleadings show sufficient excuse for not admitting or denying an allegation, such excuse shall operate as a denial of the truth of the allegation, and to require proof.

§ 22. An answer, or replication, may allege facts which have occurred since the institution of the suit, and the plaintiff and defendant may be allowed by the court to make a supplemental declaration, answer or replication, alleging material facts which have occurred, or come to the knowledge of the party since the former pleading was filed.



§ 23. Either party may allege any fact or title alternately, declaring his belief of one alternative or the other, and his ignorance, whether it be one or the other.

§ 24. The allegations and denials of each party shall be so construed by the court as to secure as far as possible substantial precision and certainty, and discourage vagueness and loose generalities. Any substantive fact alleged with substantial precision and certainty, and not denied in clear and precise terms, shall be deemed to be admitted. No party shall be required to state evidence or to disclose the means by which he intends to prove his case. A suit shall be deemed at issue when the allegations are closed.

§ 25. Under a mere denial of any allegation no evidence shall be introduced which does not tend to negative what the party making the allegation is bound to prove.

§ 26. Special traverses and express color shall not be necessary in any pleading.

§ 27. No variance between the allegations in a pleading and the proof is to be deemed material, unless it has actually misled the adverse party to his prejudice in maintaining his action or defense upon the merits.

§ 28. If any original paper or pleading be lost, or withheld by any person, the court may order a copy thereof to be filed and used instead of the original.

§ 29. In pleading a judgment or decision of a court, it shall be sufficient to allege generally that the judgment or decision was made. If the allegation be denied, the facts conferring jurisdiction must be proved on the trial.

§ 30. In pleading a private statute, or right derived therefrom, it shall be sufficient to refer to such statute by its title and the day of its approval, and the court shall take judicial notice thereof.

§ 31. Any variance between any pleading and copy of a written instrument filed as a matter of description or legal effect, may be amended at any time as of course before answer or replication, without causing a continuance.

§ 32. In all actions when either of the common counts are used, the plaintiff shall be required to file a full and complete bill of particulars with his declaration, the items of which shall be numbered consecutively, and it shall be deemed part of the record, and shall be answered as such by the defendant; and in case the defendant shall file an affidavit of merits, as provided by law, he shall specify which items in such bill of particulars he proposes to contest. The plaintiff shall not be required, in any case where an affidavit is filed by the defendant, to prove any item in such account not disputed or contested by the defendant by such affidavit.

§ 33. Interpreters may be sworn truly to interpret when necessary.

§ 34. In any action or defense brought or made by any executor, administrator or other person, acting in a representative or fiduciary capacity, it shall not be necessary for the party to make proof of the evidence of his appointment unless the same shall be denied by the pleading of the opposite party.

§ 35. Whenever any law of this State shall direct that assumpsit, covenant or debt, except for penalties, may be maintained to establish any right or redress any wrong, the action of contract herein provided shall be the proper form of action, and whenever the actions of trespass,

trespass on the case, trover, detinue and debt for penalties, is declared to be the proper form of action, the action of tort herein provided shall be the proper action as herein prescribed. The answer herein prescribed shall be the proper pleading in all cases where a plea of any description would have been proper before the passage of this act. But all suits commenced under the old forms of actions and not disposed of when this act goes into effect, may be controlled by the rules of pleading and practice in force when the same were commenced.

§ 36. In an action for libel or slander, it shall be sufficient to state generally that the defamatory matter was published or spoken of the plaintiff, and, if the allegation be denied, the plaintiff must prove on the trial the facts showing that the defamatory matter was published or spoken of him.

§ 37. It shall be lawful for the defendant in any civil action in a court of record, in which, if judgment were obtained, he would be entitled to relief against such judgment on equitable grounds, to plead the facts which entitle him to such relief by way of defense, and said courts are hereby empowered to receive such defense by way of plea if they shall be of opinion that justice will be thereby promoted: *Provided*, that such answer shall begin with the words "for defense on equitable grounds," or words to like effect.

§ 38. Any such matter, which, if it arose before or during the time of answering, would be an answer to the action by way of answer, may, if it arise after the lapse of the period during which it could be set up by answer, be set up by way of motion.

§ 39. The plaintiff may reply, in answer to any answer of the defendant, facts, which avoid such answer, upon equitable grounds: *Provided*, that such replication shall begin with the words "for replication on equitable grounds," or words of like effect.

§ 40. In all cases, if it shall appear to the court that such equitable answer or replication cannot be dealt with by a court of law so as to do justice between the parties, it shall be lawful for such court to order the same to be struck out on such terms, as to costs and otherwise, as to such court may seem reasonable; but such defense shall not be construed so as to affect his rights in a court of chancery.

§ 41. In all actions upon bills of exchange, promissory notes, or other written instrument, any of the parties to which are designated, or have thereto subscribed, by the initial letter or letters, or some contraction of the christian or first name or names, it shall be sufficient in every affidavit to hold to bail, and in all process or pleadings to designate such person by the same initial letter or letters, or contraction of the christian name or names, instead of stating the christian or first name in full.

§ 42. The court shall in every stage of the action disregard any error or defect in the pleadings or proceedings which does not affect the substantial rights of the adverse party, and no judgment shall be reversed or affected in any appellate court by reason of such error or defect.

§ 43. In actions of tort for breaking and entering the plaintiff's close, the place of the alleged trespass shall be designated in the plaintiff's declaration by name, abutments or other proper description.

§ 44. In all actions upon a note or other contract against several defendants, any one or more of whom is principal and the others only securities therein, any claim upon contract in favor of the principal defendant or defendants, and against the plaintiff or any former holder

of the note or contract, if the same was assigned after maturity, may be pleaded as a set off by the principal or any other defendant.

§ 45. A counter claim is any matter arising out of or connected with the cause of action, which might be the subject of an action in favor of defendant, or which would tend to reduce the plaintiff's claim or demand for damages.

§ 46. If a defendant personally served with notice omit to set up a counter claim, arising out of the contract or transaction set forth in the declaration, the ground of the plaintiff's claim, or any of them, he cannot afterwards maintain an action against the plaintiff therefor except at his own costs.

§ 47. When cross demands have existed between persons under such circumstances that one could be pleaded as a counter claim or set off to an action brought upon the other, neither can be deprived of the benefit thereof by the assignment of the claim, or the death of the other party, and the two demands must be deemed compensated as far as they are equal to such other: *Provided*, that this section shall not apply to negotiable instruments assigned before maturity.

§ 48. The forms contained in this section shall be sufficient, and those and the like forms may be used with such modifications as may be necessary to meet the facts of the case, but nothing herein contained shall render it erroneous or irregular to depart from the letter of such forms, so long as the substance is expressed without prolixity; and no pleading shall be deemed invalid for want of form if it contain the substance required by law. If the plaintiff or defendant sues or is sued in a representative or fiduciary capacity, it shall be so stated in the pleadings and process.

#### SCHEDULE OF FORMS.

No. 1. *Precipe*.—State of Illinois, county of Montgomery—in the circuit court:

A B vs. C D—action of.....damages \$....

The clerk of said court will issue a summons (or other process,) returnable to the December term of said court, directed to the sheriff of Christian county to execute.

E F, *Plaintiff's Attorney*.

To L M, *Clerk*.

No. 2. *Declaration for money had and received*.—State of Illinois, county of Montgomery, ss., in circuit court:

A B, the plaintiff, by E F, his attorney (or in his own proper person), complains of C D, the defendant, in an action of contract, and says (¶) that the defendant owes him one hundred dollars for money received by the defendant to the plaintiff's use, whereby the plaintiff is damaged one hundred dollars, for which he sues.

By E F, *his Attorney*.

No. 3. *On a note*.—(Commence as in No. 2 to ¶) that the defendant made his promissory note payable to the order of the plaintiff, a copy of which is filed herewith, and that the defendant refuses to pay the same, and plaintiff demands judgment for two hundred dollars.

No. 4. *Indorser against maker*.—(Commence as in No. 2 to ¶) that the defendant made his promissory note payable to the order of one G D, who indorsed the note to plaintiff, a copy whereof and the indorsements thereon is filed herewith, and it remains unpaid, and the plaintiff demands judgment for one hundred dollars.

No. 5. *Indorsee against indorser, maker being insolvent.*—(Commence as in No. 2) that E F made his promissory note, a copy of which with the indorsements thereon is filed herewith, payable to the order of the defendant, who indorsed the note to the plaintiff, and when the note became due E F was and still is wholly insolvent, having no property subject to execution, so that an action against him would have been unavailing, and the note remains unpaid, wherefore the plaintiff demands judgment for two hundred dollars.

No. 6. *Indorsee against indorser, maker having been prosecuted to insolvency.*—(Commence as in No. 2) that E F made his promissory note, a copy of which and the indorsements thereon is filed herewith, payable to the order of the defendant, who indorsed the note to the plaintiff, and the plaintiff in an action commenced 6th day of January, 1874, recovered a judgment against the said E F for one hundred dollars, the sum due on the note, in county court of Montgomery county, at the January term, 1874, thereof, being the first term after the note became due, and on the 20th day of January, 1874, the plaintiff sued out execution on the judgment, which was delivered to the sheriff of Montgomery to execute, whereon the sheriff made return that no property of the said E F could be found subject to execution, and the said note and judgment remain unpaid, wherefore the plaintiff demands judgment for two hundred dollars.

No. 7. *Indorsee against indorser, maker having absconded.*—(Commence as in No. 2) that E F made his note, a copy of which and the indorsements thereon is filed herewith, payable to the order of the defendant, who indorsed the note to the plaintiff, and before the note became due E F absconded from this state, and from thence hitherto has continued to reside out of the state, and the note remains unpaid, wherefore the plaintiff demands judgment for two hundred dollars.

No. 8. *On a note which had been paid by security.*—That on the first day of January, 1874, he paid to G H one hundred dollars, on a note held by him on the plaintiff, as security for the defendant, a copy of which note is filed herewith, which amount yet remains due and unpaid to the plaintiff, wherefore he demands judgment for one hundred dollars.

No. 9. *Security against principal for money paid on judgments.*—That on the first day of January, 1874, he paid to G H one hundred dollars, as damages and costs on a judgment rendered in his favor in the county court of Montgomery county, on the 15th day of December, 1873, on a note then held by him on the plaintiff as security for the defendant, which sum yet remains due and unpaid to the plaintiff, wherefore he demands judgment for two hundred dollars.

No. 10. *Indorsee against maker, note having been indorsed by executor or payee.*—(Commence as in No. 2) that the defendant made his note, a copy of which and the indorsements thereon is herewith filed, payable to the order of E F; that E F made his last will and testament, and appointed G H executor thereof; that E F died, and G H proved said last will and testament in the county of Montgomery, and took upon himself the execution thereof; that G H indorsed the note to the plaintiff, and the same remains unpaid, and the plaintiff demands judgment for two hundred dollars.

No. 11. *Surviving partner against surviving partner on note made to firm.*—A B, surviving partner of C D, who were lately partners under the name and style of A B & Co., the plaintiff, by E F, his attorney, (or in his own proper name) of G H, surviving partner of K L, who

were lately partners under name and style of G H & Co., the defendant in an action of contract, and say that the defendant and K L, in his life time, made their note, a copy of which is filed herewith, payable to the order of A B & Co., which remains unpaid, and the said C D and K L are now deceased, wherefore the plaintiff demands judgment for two hundred dollars.

No. 12. *Executor of payee against maker on note made to testator.*—A B, executor of C D, the plaintiff, by E F, his attorney, (or in his own proper person) complains of G H, the defendant in an action of contract, and says that the defendant made his note, a copy thereof being filed herewith, payable to the order of C D; that the said C D made his last will and testament, and appointed the plaintiff his executor, who took upon himself the execution thereof, and proved the will in Montgomery county; that said note remains unpaid, wherefore the plaintiff, as such executor, demands payment for two hundred dollars.

No. 13. *Goods, wares and merchandise.*—(Commence as in No. 2) that the defendant is indebted to him in the sum of one hundred dollars, for goods, wares and merchandise, sold and delivered by plaintiff to defendant, the particulars of which are set forth in the itemized account filed herewith, leaving due and unpaid the sum first above mentioned, for which he demands judgment.

No. 14. *Consolidated common counts.*—(Commence as in No. 2) that the defendant owes him one hundred dollars for goods, wares and merchandise sold and delivered by plaintiff to him; also, that defendant owes plaintiff one hundred dollars for work and labor done by plaintiff for him; also, that defendant owes plaintiff one hundred dollars for money lent and accommodated by plaintiff to him, a bill of particulars of which is filed herewith, wherefore plaintiff demands judgment for five hundred dollars.

No. 15. *Deceit in sale of horse.*—(Commence as in No. 2, except as to name of action,) that on the first day of January, 1874, the defendant sold him a horse, for which the plaintiff paid him fifty dollars; that the defendant fraudulently warranted the horse to be sound, when in truth the horse at the time of sale was diseased with fistula, by reason of which the horse has become worthless, and the plaintiff has been put to ten dollars expense in keeping and trying to cure him, wherefore he prays judgment for one hundred dollars.

No. 16. *To recover personal property.*—(Commence as in No. 2, except as to name of action,) and says that he is the owner of (describe property) of the value of one hundred dollars, which the defendant has possession of without right, wherefore he demands judgment for the recovery of said property, and fifty dollars for the detention. (If the property has deteriorated in value or been injured, the plaintiff can claim damages therefor.

No. 17. *For injury to the person.*—(Commence as in No. 2, except name of action,) that on the first day of January, 1874, the defendant being the owner of a stage coach, the plaintiff took passage therein at Hillsboro, Illinois, to be conveyed to Litchfield, Illinois; that the stage was upset by the carelessness of the driver in the service of the defendant, and the plaintiff thereby had his arm broken, and was otherwise injured, in consequence of which he had to expend fifty dollars for medical attendance, and says he has sustained other damage to the amount of five hundred dollars, for which he demands judgment for six hundred dollars.

No. 18. *For taking goods*.—(Commence as in No. 2) that on the first day of January, 1874, the defendant, without leave and wrongfully, took and carried away the following described property of the plaintiff, and has not returned it, that is to say (describe property), by which he says he was damaged five hundred dollars, for which he demands judgment.

No. 19. *For assault and battery*.—(Commence as in No. 2, except name of action,) that the defendant on the first day of January, 1874, assaulted and beat the plaintiff, whereby he is damaged to the amount of one hundred dollars, for which he demands judgment.

No. 20. *For slander*.—(Commence as in No. 2, except name of action) and says that on the first day of January, 1874, the defendant spoke the following false and slanderous words of the plaintiff, that is to say, (here recite the words,) by which plaintiff says he is damaged to the amount of \$100, for which he demands judgment.

No. 21. *For libel*.—(Commence as in No. 2, except name of action) that the defendant on the first day of January, 1874, published in a newspaper called "The Democrat," of the plaintiff, the following false and malicious words, (here insert it) whereby the plaintiff is damaged to the amount of \$500, for which he demands judgment.

No. 22. *For injury to land*.—(Commence as in No. 2, except the name of action) that, on the first day of January, 1874, the defendant, without leave, unlawfully entered on (describe the land) of which the plaintiff was then the owner, and defendant also cut timber thereon, to the value of one hundred dollars, and carried it away, by which the plaintiff was damaged to the amount of \$200, for which he demands judgment.

No. 23. *Money lent—had and received—laid out and expended*.—(Commence as in No. 2) that the defendant is justly indebted to the plaintiff in the sum of \$100, so much money lent by the plaintiff to the defendant, at his request.

And in the further sum of \$100, so much money had and received by the defendant for the use of the plaintiff.

And in the further sum of \$100, so much money laid out and expended by plaintiff for the defendant, at his request; all of which remains unpaid, wherefore the plaintiff demands judgment for \$400.

No. 24. *Grantee against grantor for breaches of covenant*.—(Commence as in No. 2) that the defendant delivered to the plaintiff a deed, a copy whereof is herewith filed, and the defendant was not seized in fee of a part of the land described, as follows, (describe it); but the same was held adversely by one L M, and the residue of said land was not free from incumbrances, but was subject to a mortgage to one S T, to secure the payment of \$1000. And the defendant has not defended the premises against the rightful claims of all persons, as one M S had a right of dower therein, and has compelled the plaintiff to assign the same to her, wherefore he has been damaged in the sum of \$1000, for which he prays judgment.

No. 25. *On an award*.—(Commence as in No. 2) that the parties, by their agreement in writing, a copy of which is filed herewith, referred the matters therein mentioned to arbitrators, and the arbitrators have made the award thereon in writing, a copy of which is also filed herewith, (aver performance of condition by plaintiff, when necessary to be proved, and the non-performance by defendant, which is relied on). If the award is for the mere payment of money, aver as follows :) and the defendant owes the plaintiff the amount of said award and refuses to

pay the same, wherefore plaintiff is damaged \$100, and demands judgment therefor.

No. 26. *On promise to pay debt of another.*—(Commence as in No. 2) that one E F owed the plaintiff the sum of \$100, and the plaintiff was about to sue the said E F to recover the same; in consideration that the plaintiff would forbear to sue said E F, the defendant made an agreement to pay the same to the plaintiff, a copy of which is filed herewith; and the plaintiff did forbear to sue the said E F, and the defendant refuses to pay the same, wherefore the plaintiff is damaged \$200, for which he demands judgment.

No. 27. *Non-delivery of goods sold.*—(Commence as in No. 2) that the plaintiff purchased of the defendant the following goods, (here describe them), for the sum of fifty dollars, to be paid therefor on the delivery thereof, and the defendant promised to deliver the same on the first day of January, 1874, at the defendant's store in Hillsboro, Illinois, and on said day the plaintiff demanded said goods at said store, and tendered to the defendant said sum of money in payment of the same, and the defendant refused to deliver said goods to the plaintiff, wherefore the plaintiff is damaged two hundred dollars, and demands judgment therefor.

No. 28. *On policy of insurance—total loss of a schooner.*—(Commence as in No. 2) that the defendant made to the plaintiff a policy of insurance, a copy of which is hereunto annexed, for the sum of \$ . . . , on the schooner William B. Ogden, against perils of the seas, and other perils therein mentioned, in a voyage from Chicago to Buffalo, and from Buffalo to her port of discharge in the United States; and while proceeding on said voyage the schooner was wrecked and totally lost by perils of the sea; and the defendant had notice of said loss on the . . . day of . . . , in writing, in accordance with the provisions of said policy; and the plaintiff made and delivered to the defendant due proofs of such loss on the . . . day of . . . , and the defendants were bound to pay the amount of said loss to the plaintiff within . . . days after the receipt of said notice and proofs of loss; and the defendants owe the plaintiff the sum of \$ . . . .

No. 29. *On policy of insurance—partial loss and contribution to general average.*—(Commences as in No. 2, states as in the last count to the description of the voyage inclusive,) and in said policy defendants agreed that in case of any loss or misfortune to said schooner, it shall be lawful for the plaintiff and his agents to labor for and in defense and recovery of said schooner, and that the defendants would contribute to the charges thereof in proportion as the sum assured by them should be to the whole sum at risk. And while proceeding on said voyage said schooner was, by the perils of the seas, dismasted and otherwise damaged in her hull, rigging and appurtenances, and it was necessary, for the preservation of said schooner and her cargo, to throw overboard a part of her cargo, and the same was thrown overboard for that purpose, and the plaintiff was obliged to expend the sum of \$ . . . for repairing said schooner at Buffalo; and the sum of \$ . . . as a contribution for the loss occasioned by throwing overboard a part of said cargo; and the schooner suffered much other damage that was not repaired at Buffalo; and the defendants had notice of said loss, and due proof of such charges on the . . . day of . . . , and were bound by the terms of said policy to pay the same within . . . days after such notice and proof, and the defendants owe the plaintiff therefor the sum of \$ . . . .

No. 30. *On policy of insurance for total loss of dwelling house.*—(Commences as in No. 2) that the defendants made to the plaintiff a policy of insurance, a copy of which is hereunto annexed, for the sum of \$ . . . . , on his frame dwelling house, known as No. 100 Madison street, Chicago, against the peril of fire, and other perils therein mentioned, and that the said house was, without the fault of the plaintiff, totally destroyed by fire on the . . . . day of . . . . , A. D. 187 . . , and the defendants had notice of said loss, in accordance with the provisions of the policy, and proofs thereof were presented to them by the plaintiff, in accordance with the provisions of the policy, on the . . . . day of . . . . , A. D. 187 . . , and they were bound to pay the amount of said loss to the plaintiff within . . . . days after the reception of such proof of loss, and the defendants owe the plaintiff therefor the sum of \$ . . . . , etc.

No. 31. *Breach of promise to marry—two counts.*—(Commences as in No. 2) that the plaintiff and defendant agreed to marry one another, and a reasonable time for such marriage has elapsed, and plaintiff has always been ready and willing to marry the defendant, yet the defendant has neglected and refused to marry the plaintiff. That the plaintiff and defendant agreed to marry one another on a day, now elapsed, and the plaintiff was ready and willing to marry the defendant on that day, yet the defendant neglected and refused to marry the plaintiff, whereby, etc.

No. 32. *On warrant of horse.*—(Commences as in No. 2) that the defendant, by warranting a horse to be then sound and quiet to ride, sold the said horse to the plaintiff; yet the said horse was not then sound and quiet to ride, whereby, etc.

No. 33. *For not loading pursuant to charter party.*—(Commences as in No. 2) that the plaintiff and defendant agreed, by a charter party, that the plaintiff's schooner, called the Great West, should, with all convenient speed, sail to Little Sauble, or so near thereto as she could safely get, and that the defendant should then load her with a full cargo of lumber, or other lawful merchandise, which she should carry to Chicago, and there and then deliver, on payment of freight at the rate of \$ . . . . per thousand feet, and that the defendant should be allowed . . . . days for loading and . . . . days for discharge, and . . . . days for damage, if required, at \$ . . . . per day; and that the plaintiff did all things necessary on his part to entitle him to have the agreed cargo loaded on board the said schooner at Little Sauble, and that the time for doing so has elapsed; yet the defendant made default in loading the agreed cargo, whereby, etc.

No. 34. *Upon a lease for rent.*—(Commences as in No. 2) that the plaintiff, by a written lease, let to the defendant a house, No. 110 Sixth street, in the city of Springfield, Illinois, for two years from the . . . . day of . . . . , at \$ . . . . a year, payable monthly in advance, of which rent . . . . months are due and unpaid, as stated in the account hereto attached, whereby the plaintiff has been damaged two hundred dollars, for which he demands judgment.

No. 35. *Upon a covenant to repair.*—(Commence as in No. 2) that the plaintiff, by written lease, let to the defendant a house, No. 110 Sixth street, in the city of Springfield, Illinois, to hold for three years from the . . . . day of . . . . , A. D. 187 . . , and the defendant, by the said lease, covenanted with the plaintiff well and substantially to repair the said house during the said term (according to the covenant in the lease); yet the said house was, during the term, out of good and substantial re.



pair—whereby the plaintiff is damaged one hundred dollars, for which he demands judgment.

No. 36. *Criminal connection.*—(Commence as in No. 2, except name of action,) that the defendant debauched and carnally knew the plaintiff's wife, whereby the plaintiff is damaged one hundred dollars, for which he demands judgment.

No. 37. *Assault and battery and false imprisonment.*—(Commence as in No. 2, except name of action,) that the defendant assaulted and beat the plaintiff, gave him into the custody of a policeman, and caused him to be imprisoned in a calaboose, in Hillsboro, Illinois, whereby the plaintiff is damaged in the sum of one hundred dollars, for which he demands judgment.

No. 38. *Deceit in sale of corn.*—(Commence as in No. 2, except name of action,) that the defendant sold to the plaintiff one thousand bushels of corn, and to induce the plaintiff to buy the same, the defendant falsely represented to him that the said corn was the property of the defendant, and the plaintiff believing that the said representation was true, was thereby induced to purchase said corn, and paid to the defendant therefor the sum of one hundred dollars, and the said corn was not the property of the defendant, which the defendant then knew, but was the property of A B, who has taken the same from the plaintiff, whereby, etc.

No. 39. *Obtaining credit by false representations.*—(Commence as in No. 2, except name of action,) that the defendant, to induce plaintiff to sell property on credit to one S C, falsely represented to the plaintiff, in writing, that the said S C was a man possessed of a large property, and able to pay his debts—a copy of which writing is herewith filed—and thereupon the plaintiff, believing said representation to be true, was induced to sell to the said S C the goods mentioned and set forth in the account herewith filed, and gave said S C credit for the part of said goods, amounting to \$ . . . ., for the period of . . . . months, from the 1st day of January, 1874, and the said S C was not a man of property, nor able to pay his debts, but was insolvent, and the plaintiff has not been paid for said goods, and is unable to obtain payment therefor of the said S C, whereby, etc.

No. 40. *Negligence of a city.*—(Commence as in No. 2, except name of action,) that there is in the city of Hillsboro, Illinois, a public highway, known as Main or Coffee street, which the defendant is bound to keep in repair, but the same was negligently suffered by defendant to be out of repair, whereby the plaintiff, traveling thereon, and using due care, was injured, etc., etc.

No. 41. *Immoderate riding.*—(Commence as in No. 2, except name of action,) that the defendant hired of the plaintiff a horse to ride from Hillsboro to Litchfield, in said state, and from there back to Hillsboro, in a proper manner, and the defendant rode said horse so immoderately that he became sick and lame, whereby the defendant was injured, etc., etc.

No. 42. *Demurrer.*—C D, ats. A B. Action of . . . . .

The demurrer of the defendant (or plaintiff) to the declaration (or answer) for the following reasons :

*First* . . . . .

*Second* . . . . .

(Signed by party demurring, or his attorney.)

No. 43. *Answer*.—C D, *ats.* A B. Action of .....

The defendant answering, says he admits that he made the note, and that it remains unpaid, as alleged in the declaration, except the sum of ..... dollars, which he paid to the plaintiff.

Signed by the party answering, or his attorney, on the ... day of .....

And the defendant, by way of set off, says, that when this action was commenced, the plaintiff was and still is indebted to him in the sum of .... dollars, upon a note (or contract or account), a copy of which is filed herewith (or if the offset is an account, say, a bill of particulars of which is filed herewith), and the defendant offers to set off against the amount equal thereto, and demands judgment for ..... dollars, the residue.

No. 44. *Another answer*.—(Commence as in No. 43.) The defendant answering, says he denies the execution of the note declared on; or, he admits that he executed the note declared on, but paid the same in full on the .... day of .....; or, he admits the execution of the note, but paid the same in full, except the sum of .... dollars, and before this action was commenced he tendered that amount to the plaintiff, and now brings that sum into court for the plaintiff.

No. 45. *Another answer*.—(Commence as in form No. 43) the defendant answering, says: That as to the first ten items of the plaintiff's bill of particulars, he denies that the plaintiff sold and delivered the same to the defendant. As to the eleventh item, he says the price was fixed at ten dollars and no more. As to the twelfth item, he is ignorant personally, and does not know whether the plaintiff performed the day's labor then charged or not, and also of the price thereof, if any, and can therefore neither admit or deny the same, but leaves the plaintiff to prove the same.

No. 46. *Another answer*.—(Commence as in No. 43) the defendant answering, says: He admits that the horse mentioned in the plaintiff's declaration is the general property of the plaintiff, but avers that the defendant has a special property therein, by reason of his having attached the same as the plaintiff's property by virtue of a writ (here describe it), which writ was delivered to the defendant, who was then a constable in and for said Montgomery county, for service, and the action is now pending, so the defendant denies that he has converted said horse to his own use (or deny that plaintiff has right to property).

No. 47. *Accord and satisfaction*.—The defendant answering, says: That he admits the execution of the note, but that before the commencement of this action he delivered to the plaintiff one wagon which he received in full satisfaction of the note declared one.

No. 48. *Former recovery*.—The defendant answering, says: That at the ..... term of the ..... county court, the plaintiff recovered judgment against the defendant for \$ ..... damages, and \$ ..... costs, and that said judgment was rendered upon the same cause of action herein declared on.

No. 49. *Release*.—The defendant answering, says: That the plaintiff executed to him a release, a copy of which is filed herewith, whereby he discharged the defendant from the cause of action herein declared on.

No. 50. *Statute of limitations*.—The defendant answering, says: That the cause of action mentioned in the declaration did not occur within six years before the commencement of this action.

No. 51. *Minority*.—The defendant answers to the note mentioned in the third clause of declaration, and says: That at the time of its execution he was a minor under the age of twenty-one years.

No. 52. *Trespass upon real property*.—Defendant, answering, says: That a part of the land mentioned in the declaration was the seat and freehold of defendant, the same being described as follows: (here describe it), and denies that he entered on any part of said land except the part above described.

No. 53. *Deceit in sale of horse*.—The defendant, answering, says: He admits he sold the horse to the plaintiff for the price stated in the declaration, but denies that he made said warranty, and further denies that the horse was unsound, as stated in the declaration.

No. 54. *Slander*.—The defendant, answering, says: That he denies that he charged the plaintiff with the crime of perjury, as stated in the plaintiff's first cause of action. He admits that he spoke the words mentioned in the second cause of action, and says they are true.

No. 55. *Assault and battery*.—Defendant, answering, says: That the plaintiff first assaulted him, and he only defended himself.

No. 56. *Replication*.—A B, vs. C D. Action of .....

The plaintiff, replying, admits that he made the contract and put the defendant in possession, as stated in the answer, but afterwards, on ....., the plaintiff and defendant rescinded said contract by a written agreement, a copy of which is filed herewith, and the defendant then agreed to restore to the plaintiff the possession of the lands on the .... day of ....., which the defendant has failed to do.

No. 57. *Minority*.—The plaintiff replies that the articles mentioned in his bill of particulars were necessities for the defendant, and suitable to his condition in life.

Sections twenty-one (21), twenty-eight (28), twenty-nine (29), thirty (30), thirty-one (31), and thirty-six (36), of an act entitled "An act in regard to practice in courts of record," approved February 22, 1872, and all other acts and parts of acts inconsistent with the provisions of this act, are hereby repealed.

Which was not adopted, yeas 48, nays 55—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Barkley, Blakely, Boock, Davis, Dewey, Easley, Ewing, Ferrier, Freeman, Grant, Griffith, Harvey, Henry, Herrington, Hite of Madison, Hollenback, Jackson, Jones, Kase, Lietze, Marsh, Middlecott, Moore of Adams, Moose, Moffett, Mulvane, Oberly, Oleson, Penfield, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Rice, Scanlan, Shumway, Smith, Snow, Taggart, Truitt, Webster, Westfall, Wood—48.

Those voting in the negative are,

Messrs. Anderson, Armstrong of Grundy, Ballow, Bradwell, Branson, Bryant, Casey, Cassidy, Carpenter, Collins, Condon, Connolly, Crawford, Cronkite, Darnell, Dement, Dolan, Efner, Forth, Freeland, Graham, Grauger, Gridley, Hart, Hawes, Hildrup, Hoiles, Inscore, Jaquess, James, Johnston, Lane of Hancock, Lane of DeWitt, Lewis, Maun, Moore of Marshall, Neville, Peltzer, Pinnell, Quinn, Ray, Rogers, Rountree, Savage, Sawyer, Senne, Shaw, Soule, Stewart of Winnebago, Thomas, Walker, Washburn, Wicker, Wymore—55.

So the amendment was not adopted.

The bill was then ordered engrossed for a third reading.

The second part of the report of the committee on judicial department was taken up.

And the question being on concurring in the report of the committee recommending that House bill, No. 706, for "An act in regard to pleadings and practice in courts of record, and to repeal certain sections of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872," do not pass, it was decided in the affirmative, and the bill laid on the table.

Mr. Rogers moved to reconsider the vote by which the second part of the report was concurred in.

On motion of Mr. Connolly,

The motion to reconsider the vote by which the second part of the report was concurred in, was laid on the table.

Mr. Nulton moved to reconsider the vote by which House bill, No. 824, for "An act to amend sections 1, 2, 4, 7, 9 and 12, of an act entitled 'an act for the registry of electors, and to prevent fraudulent voting, and to repeal section 10 of said act,'" was ordered to a second reading.

On motion of Mr. Collins,

The previous question was ordered.

The question being on the motion to reconsider the vote by which the bill was ordered to a second reading, it was decided in the negative—yeas 56, nays 64—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bryant, Casey, Cassidy, Collins, Condon, Cronkrite, Cullerton, Darnell, Dewey, Dolan, Easley, Flanders, Forth, Griffith, Hart, Herrington, Hite of Madison, Holles, Jaquess, Jackson, James, Johnston, Kase, Lane of DeWitt, Lemma, Lewis Marsh, McAdams, Meacham, Middlecoff, Moore of Adams, Moose, Neville, Newton, Nulton, Oberly, Orendorff, Peltzer, Quinn, Ramey, Rogers, Shumway, Smith, Soule, Streeter, Virden, Walker, Wymore—56.

Those voting in the negative are,

Messrs. Bocock, Bradwell, Branson, Bullard, Carpenter, Chambers, Connolly, Crawford, Davis, Dement, Efner, Ewing, Ferrier, Freeland, Freeman, Golden, Gordon, Graham, Grauger, Grant, Gridley, Harvey, Hawes, Hay, Henry, Hildrup, Hollenback, Jones, Lane of Hancock, Lettze, Mann, McGee, Moore of Marshall, Moffett, Mulvane, Oleson, Pentfield, Pinnell, Plowman, Pollock, Pyatt, Race, Rankin, Ray, Rice, Rountree, Savage, Sawyer, Scanlan, Senne, Sheridan, Snow, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Truitt, Washburn, Webster, Westfall, Wicker, Wood, Mr. Speaker—64.

So the motion to reconsider was not agreed to.

A message from the Governor, by Philo J. Beveridge, Private Sec'y:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz:

Senate bill, No. 293, for "An act to revise the law in relation to coroners."

Senate bills on third reading being in order,

Senate bill, No. 131, for "An act to establish savings banks," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative, yeas 43, nays 61.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Barkley, Bocock, Bradwell, Branson, Casey, Condon, Crawford, Cullerton, Davis, Dement, Easley, Efner, Ferrier, Gordon, Graham, Grauger, Grant, Gridley, Hawes, Hollenback, Inscore, James, Johnston, Jones, Lane of Hancock, Meacham, Moose, Neville, Oleson, Orendorff, Peltzer, Plowman, Ray, Scanlan, Senne, Shaw, Streeter, Virden, Wayman, Webster, Westfall, Wicker—43.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Blakely, Bryant, Cassidy, Chambers, Collins, Connolly, Cronkrite, Dewey, Dolan, Dresser, Ewing, Flanders, Forth, Freeland, Freeman, Golden, Griffith, Harvey, Hay, Henry, Holles, Jaquess, Jackson, Kase, Lane of DeWitt, Lewis, Lietze, Mann, Marsh, McAdams, McGee, Middlecoff, Moore of Marshall, Moore of Adams, Newton, Oberly, Pinnell, Pollock, Pyatt, Quinn, Ramey, Rice, Rountree, Savage, Sawyer, Sheridan, Shumway, Smith, Snow, Soule, Stewart of Winnebago, Taggart, Thomas, Truitt, Walker, Wood, Wymore—61.

The bill, not having received the number of votes required by the constitution, was declared lost.

Mr. Moore of Adams moved to reconsider the vote by which the bill was lost.

On motion of Mr. Cassidy,

The motion to reconsider was laid on the table.

Senate bill, No. 438, for "An act to repeal an act entitled 'an act to provide for the election of additional supervisors in the county therein named.'" was read a third time.

Mr. Orendorff moved to postpone the further consideration of the bill until Wednesday, February 11th; which was not agreed to.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 87, nays 12.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkite, Cullerton, Darnell, Dewey, Dolan, Dresser, Easley, Efner, Ferrier, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hart, Harvey, Hawes, Hay, Herrington, Holmes, Hollenback, Inscore, Jaquess, Jackson, James, Johnston, Jones, Lewis, Lietze, Marsh, McAdams, Meacham, Middlecott, Moore of Marshall, Moore of Adams, Moose, Moffett, Neville, Newton, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pratt, Quinn, Rice, Rountree, Savage, Scanlan, Seane, Shaw, Sheridan, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Thomas, Washburn, Wayman, Webster, Wicker, Wood, Wymore, Mr. Speaker—87.

Those voting in the negative are,

Messrs. Boccock, Bradwell, Condon, Dement, Lane of Hancock, Oleson, Orendorff, Sawyer Shumway, Virden, Walker, Westfall—12.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed, on February 6, 1874.

House bill, No. 376, for "An act to amend sections 3 and 4 of an act approved March 25, A. D. 1869, entitled 'an act to establish lines and corners.'"

On motion of Mr. Savage,

At 5 o'clock P. M. the House adjourned.

#### SATURDAY, FEBRUARY 7, 1874.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Webster.

The journal of yesterday was being read, when,

On motion of Mr. Oleson,

The further reading of the same was dispensed with.

Mr. Casey (by consent) introduced House bill, No. 828, for "An act to amend an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873."

Which was read a first time, ordered to a second reading, and to be printed.

By consent, Senate bill, No. 529, for "An act to amend 'an act concerning circuit courts, and to fix the time of holding the same in the several counties of the judicial circuits in the state of Illinois exclusive of [the county of] Cook,' approved May 2, 1873,"

Was taken up, read a first time, and referred to the committee on judicial department.

Mr. Lewis (by consent) introduced House bill, No. 829, for "An act to amend section 21 of 'an act to fix the salaries of state officers; of

the judges of the circuit courts and superior court of Cook county; of the state's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting legal fees."

Which was referred to the committee on fees and salaries.

By consent, House bill, No. 758, for "An act making an appropriation for repairing the lock gates on the little Wabash river," was taken up, and read a second time.

Mr. Moore of Marshall submitted the following amendment:

"Section 2. The money hereby appropriated shall be only paid out of the tolls received from the improvement of said river."

On motion of Mr. Carpenter,

The previous question was ordered.

The question being on adopting the amendment, it was decided in the negative—yeas 40, nays 63—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Bocock, Branson, Cassidy, Carpenter, Chambers, Collins, Connelly, Davis, Ferrier, Graham, Hay, Henry, Herrington, Holmes, Jones, Lewis, Lietze, Marsh, Moore of Marshall, Moore of Adams, Moffett, Olson, Penfield, Ray, Rice, Sawyer, Scanlan, Senné, Sheridan, Shumway, Smith, Streeter, Thomas, Virden, Washburn, Webster, Westfall, Wood, Wymore—40.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of La Salle, Ballow, Barkley, Blakely, Bradwell, Bullard, Casey, Crawford, Conkrite, Cullerton, Darnell, Dement, Dewey, Dolan, Dresser, Easley, Efner, Flanders, Forth, Freeland, Freeman, Granger, Grant, Gridley, Griffith, Hart, Hawes, Hite of Madison, Hildrup, Hollenback, Jaquess, Jackson, James, Lane of Hancock, Lemma, Loomis, McAdams, McGee, Meacham, Moose, Mulvane, Neville, Newton, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Rankin, Rogers, Savage, Shaw, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Walker, Wayman, Mr. Speaker—63.

So the amendment was not adopted.

The bill was then ordered engrossed for a third reading.

Mr Carpenter submitted the following report:

Your committee on finance, to whom was referred House bill, No. 755, for "An act to amend an act entitled 'an act to provide the necessary revenue for state purposes,'" would report the same back, and recommend that it do not pass, and submit as a substitute therefor House bill, No. 830, for "An act to amend section 2 of an act entitled 'an act to provide the necessary revenue for state purposes,' approved May 3, 1873," and recommend that the substitute be passed.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time and ordered to a second reading.

Mr. Graham (by consent) submitted the following report.

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

The committee on revenue, to whom was referred House bill, No. 686, for "An act to amend sections 24, 26, 27, 29, 78, 85, 86, 97 and 106 of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872," report the same back with amendments, and recommend the bill, as amended, do pass.

The report of the committee was concurred in, the bill read a first time, ordered to a second reading, and bill and amendments ordered printed.

On motion of Mr. Streeter,

The consideration of the bill and amendments were made the special order for Wednesday, February 11th.

Mr. Moffett (by consent) submitted the following report :

Your committee on agriculture, to whom was referred House bill, No. 603, for "An act to revise the law in relation to the department of agriculture, county agricultural boards and agricultural fairs," would report the same back with amendments, and recommend that the amendments be adopted and the bill pass as amended.

The report of the committee was concurred in, the bill and amendments ordered printed, and,

On motion of Mr. Hart,

The bill and amendments were made the special order for Wednesday, February 11th.

Mr. Moffett (by consent) submitted the following report :

Your committee on agriculture and horticulture, to whom was referred House bill, No. 665, (substitute) for "An act to revise the law in relation to the department of agriculture, county agricultural boards and agricultural fairs," would report the same back, with the recommendation that it do not pass.

The report of the committee was received, and the bill ordered printed.

On motion of Mr. Hart,

The consideration of the bill was made the special order for Wednesday, February 11th.

Mr. Moffett (by consent), from the committee on agriculture and horticulture, to whom was referred Senate bill, No. 271, for "An act to provide for the manner of electing officers of county agricultural societies," would report the same back and recommend that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Rogers moved to suspend the rules to take up a bill; which was not agreed to.

Senate bills on third reading being in order,

Senate bill, No. 446, for "An act to fix the terms of the courts of Cook county," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 99, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of La Salle, Ballow, Blakely, Bockock, Booth, Bradwell, Branson, Bullard, Casey, Cassedy, Carpenter, Chambers, Collins, Condon, Crawford, Cronkite, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Eastev, Eflner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Golden, Graham, Granger, Grant, Gridley, Griffith, Hart, Hawes, Hay, Henry, Hildrup, Holles, Hollenback, Jaquess, Jackson, James, Johnston, Jones, Lane of Hancock, Lewis, Lietze, Loomis, Mann, Marsh, McAdams, McGee, Meacham, Moore of Marshall, Moore of Adams, Moose, Mulvane, Neville, Newton, Oleson, Orendorff, Pinnell, Plowman, Pollock, Pratt, Quinn, Ramey, Ray, Rice, Rogers, Savage, Sawyer, Scaulan, Senne, Shaw, Sheridan, Shumway, Smith, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Virden, Washburn, Webster, Westfall, Wood, Wymore, Mr. Speaker—99.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Savage (by consent), from the committee on canal and river improvements, to which was referred House bill, No. 641, for "An act to revise the law in relation to ferries," reported the same back with amendments, and recommended that it pass as amended.

The amendments were then adopted.

Mr. Neville submitted the following amendment:

Strike out of section 2, as amended, all after the words "of this act." Which was adopted.

Mr. Quinn moved to reconsider the vote by which the amendment submitted by Mr. Neville to section 2 was adopted; which was agreed to.

The question again being on the adoption of the amendment,

On motion of Mr. Hart,

The amendment was laid on the table.

The bill was then ordered engrossed for a third reading.

Senate bill, No. 291, for "An act to revise the law in relation to replevin," was read a third time.

The bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 98, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocoock, Bradwell, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Condon, Crawford, Cronkrite, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Eber, Ewing, Flanders, Forth, Freeland, Freeman, Golden, Graham, Granger, Gridley, Griffith, Hart, Harvey, Hay, Hildrup, Holles, Hollenback, Inscore, Jaques, Jackson, Johnston, Jones, Lane of Hancock, Lemma, Lewis, Lietze, Loomis, Marsh, McAdams, McGee, Meacham, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Newton, Oleson, Orendorff, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Ray, Rice, Rogers, Savage, Sawyer, Scanlan, Senne, Shaw, Sheridan, Smith, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Virden, Walker, Washburn, Wayman, Webster, Westfall, Wood, Wymore, Mr. Speaker—98.

Mr. Neville voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Race, at 11:35 o'clock A. M., moved that the House adjourn to 2:30 o'clock P. M.; which was not agreed to.

Senate bill, No. 510, for "An act to amend section 91 of an act entitled 'an act in regard to the administration of estates,' approved April 1, 1872," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 82, nays 21.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocoock, Bradwell, Bullard, Casey, Carpenter, Chambers, Collins, Cronkrite, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Dresser, Easley, Eber, Ewing, Ferrier, Flanders, Forth, Freeland, Golden, Graham, Granger, Gridley, Griffith, Hart, Harvey, Hawes, Hay, Henry, Herrington, Hite of Madison, Hildrup, Holles, Johnston, Jones, Lane of Hancock, Lewis, Lietze, Mann, Marsh, McAdams, McGee, Meacham, Moore of Marshall, Moore of Adams, Moose, Moffett, Penfield, Pinnell, Pollock, Pyatt, Quinn, Race, Ramey, Ray, Rice, Savage, Sawyer, Senne, Shaw, Smith, Snow, Soule, Stewart of McLean, Streeter, Taggart, Virden, Walker, Washburn, Webster, Westfall, Wood, Wymore, Mr. Speaker—82.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Cassidy, Crawford, Freeman, Grant, Hollenback, Jaques, Jackson, James, Lemma, Loomis, Neville, Newton, Orendorff, Plowman, Sheridan, Stewart of Winnebago, Thomas, Truitt, Wayman—22.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Jones moved that when the House adjourn, it adjourn to 10 o'clock A. M., on Monday next; which was agreed to, yeas 74, nays 32—the yeas and nays being demanded by five members.



Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bocoock, Bradwell, Branson, Casey, Connolly, Crawford, Darnell, Davis, Dement, Dewey, Dolan, Dresser, Easley, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Golden, Grant, Griffith, Hart, Hay, Herrington, Hildrup, Hoiles, Hollenback, Jackson, Jones, Lane of Hancock, Lemna, Lewis, Lietze, Mann, Marsh, McAdams, McGee, Meacham, Moore of Marshall, Moore of Adams, Mulvane, Newton, Oleson, Orendorff, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Ramey, Ray, Sawyer, Scanlan, Senne, Shaw, Sheridan, Smith, Snow, Soule, Stewart of McLean, Streeter, Truitt, Walker, Wayman, Webster, Westfall, Wood, Mr. Speaker—74.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Blakely, Bullard, Cassedy, Carpenter, Chambers, Collins, Cronkrite, Forth, Graham, Granger, Gridley, Henry, Hite of Madison, Jaquesa, James, Johnston, Loomis, Moose, Moffett, Neville, Race, Rice, Savage, Stewart of Winnabago, Taggart, Thomas, Virden, Washburn, Wymore—32.

So the motion in relation to adjournment was agreed to.

Senate bill, No. 444, for "An act to revise the law in relation to circuit courts and the superior court of Cook county," was read a third time.

Mr. Armstrong of Grundy moved to refer the bill to the committee on judiciary; which was not agreed to.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 84, nays 15.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Barkley, Blakely, Bocoock, Branson, Bullard, Casey, Chambers, Collins, Crawford, Darnell, Davis, Dement, Dewey, Dolan, Easley, Efner, Ewing, Ferrier, Forth, Freeland, Freeman, Golden, Graham, Granger, Grant, Gridley, Griffith, Hay, Hite of Madison, Hildrup, Hoiles, Hollenback, Jaquesa, James, Johnston, Jones, Lane of Hancock, Lietze, Loomis, Mann, Marsh, McAdams, McGee, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Penfield, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Ray, Rice, Savage, Sawyer, Scanlan, Senne, Shaw, Sheridan, Smith, Snow, Soule, Stewart of Winnabago, Stewart of McLean, Streeter, Taggart, Thomas, Virden, Walker, Washburn, Wayman, Webster, Westfall, Wood, Wymore, Mr. Speaker—84.

Those voting in the negative are,

Messrs. Armstrong of Grundy, Bradwell, Cassedy, Connolly, Cronkrite, Flanders, Hart, Jackson, Lewis, Neville, Newton, Oleson, Orendorff, Quinn, Truitt—15.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 317, for "An act to revise the law in relation to the partition of real estate," was read a third time.

The bill and all the amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 96, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Ballow, Barkley, Blakely, Bocoock, Bradwell, Branson, Bullard, Cassedy, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Darnell, Davis, Dement, Dewey, Dolan, Easley, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Golden, Graham, Granger, Grant, Gridley, Griffith, Hart, Harvey, Hay, Hildrup, Hoiles, Hollenback, Inscore, Jaquesa, Jackson, Johnston, Jones, Lane of Hancock, Lewis, Lietze, Loomis, Mann, Marsh, McAdams, McGee, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Neville, Newton, Oleson, Orendorff, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Ray, Rice, Savage, Sawyer, Scanlan, Senne, Sheridan, Smith, Snow, Soule, Stewart of Winnabago, Stewart of McLean, Streeter, Taggart, Thomas, Truitt, Virden, Washburn, Wayman, Webster, Westfall, Wood, Wymore, Mr. Speaker—95.

Mr. Walker voted in the negative.

So the bill was declared passed.

Ordered that the bill be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Leave of absence was granted to Mr. Webber.

Mr. Mann entered a motion to reconsider the vote by which House bill, No. 259, for "An act to simplify the forms of pleading," was ordered engrossed for a third reading.

On motion of Mr. Ferrier,

At 12:40 o'clock P. M., the House adjourned.

MONDAY, FEBRUARY 9, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Everest.

The journal of Saturday last was being read, when,

On motion of Mr. Ballow,

The further reading of the same was dispensed with.

Mr. Johnston (by consent) introduced House bill, No. 831, for "An act to enable the corporate authorities now or hereafter incorporated under an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1, 1872, to acquire by purchase or otherwise, establish, maintain, license and regulate ferries, bridges, the approaches thereto and tolls thereon."

Which was read a first time and referred to the committee on municipal affairs.

Mr. Shaw (by consent), from the committee on judicial department, to which was referred House bill, No. 585, for "An act to extend the jurisdiction of county courts, and provide for the practice thereof, and to repeal an act of the same title, in force July 1, 1872," reported the same back, and recommended that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Shaw (by consent) submitted the following report:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

SIR: I am instructed by the committee on judicial department, to which was referred House bill, No. 815, for "An act to extend the jurisdiction of county courts, and to provide for the practice thereof, to fix the time for holding the same, and to repeal an act therein named," to report the same back, with amendments, and recommend its passage, as amended.

The report of the committee was concurred in, the bill and amendments ordered printed, and,

On motion of Mr. Shaw,

The consideration of the bill and amendments was made the special order for Thursday, February 12.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 9th day of February, 1874, laid before the Governor for his approval, viz:

Senate bill, No. 141, for "An act to amend section 131 of an act entitled 'an act in regard to elections, and to provide for filling vacancies in elective offices,' approved April 3, 1872."

Senate bill, No. 168, for "An act to encourage the planting and growing of timber."

Senate bill, No. 291, for "An act to revise the law in relation to replevin."

Senate bill, No. 438, for "An act to repeal an act entitled 'an act to provide for the election of additional supervisors in the counties therein named.'"

Senate bill, No. 446, for "An act to fix the terms of the courts of Cook county."

Senate bill, No. 510, for "An act to amend section 90 of an act entitled 'an act in regard to the administrations of estates,' approved April 1, 1872."

Senate bill, No. 317, for "An act to revise the law in relation to the partition of real estate."

Mr. Quinn moved to suspend the rules to receive a resolution; which was not agreed to.

Mr. Hart (by consent), from the committee on civil service and retrenchment, to which was referred House bill, No. 818, for "An act to revise the law in relation to the rate of interest," reported the same back, and recommended that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Moore of Marshall submitted the following resolution:

*Resolved*, That the committee on contingent expenses examine and report to this House the number of committee clerks and committee rooms that can be dispensed with.

Which was adopted.

Mr. Hart (by consent), from the committee on civil service and retrenchment, to which was referred House bill, No. 422, for "An act to provide for the compilation of an annual statistical report of all taxes levied and indebtedness incurred by authorities in this State; also the amount and description of all property exempt from taxation, and to obtain uniformity in the same," reported the same back, and recommended that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Hart (by consent), from the committee on civil service and retrenchment, to which was referred House bill, No. 752, for "An act to regulate the appropriation for the necessary expenses of the State charitable institutions," reported the same back, and recommended that it be referred to the special joint committee on state charitable institutions.

The report of the committee was concurred in, and the bill referred to the special committee on state institutions.

Senate bills on third reading being in order,

Senate bill, No. 230, for "An act to amend an act entitled 'an act in regard to practice in courts of record,'" was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 94, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bucok, Bradwell, Bullard, Casey, Cassidy, Chambers, Collins, Connolly, Crawford, Croukrite, Darnell, Davis, Dement, Dewey, Dolan, Efler, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Golden, Graham, Granger, Grant, Gridley, Hart, Harvey, Henry, Hite of Madison, Hildrup, Holles, Hollenback, Jaquess, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lemma, Lietze, Loomis, Mann, Marsh, Masale, McAdams, McGee, Meacham, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Neville, Newton, Oberly, Oleson, Orendorf, Penfield, Pinnell, Pyatt, Quinn, Race, Ray, Rice, Savage, Sawyer, Sennue, Shaw, Sheridan, Smith, Snow, Soule, Stewart of Winnebago, Streeter, Taggart, Thomas, Truitt, Walker, Washburn, Wayman, Webster, Wicker, Wood, Wymore, Mr. Speaker—94.

Messrs. Griffith and Lewis voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Leave of absence was granted to Messrs. Armstrong of Grundy, Hawes, Mitchell and Hite of St. Clair.

Senate bill, No. 295, for "An act to revise the law in relation to the rate of interest," was read a third time.

Mr. Hoiles moved to indefinitely postpone the further consideration of the bill; which was not agreed to.

Mr. Mulvane moved to recommit the bill to the committee on revision; which was not agreed to.

The bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative, yeas 65, nays 39.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of LaSalle, Ballow, Barkley, Blakely, Boocock, Bradwell, Branson, Bullard, Casey, Casady, Chambers, Crawford, Cronkrite, Davis, Dement, Dewey, Dolan, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Graham, Granger, Gridley, Hart, Harvey, Hite of Madison, Hollenback, Jaques, Jackson, Jessup, Johnston, Kase, Lemna, Lewis, Mann, McAdams, McGee, Meacham, Moore of Marshall, Moffett, Neville, Newton, Oleson, Pentfield, Pollock, Quinn, Race, Ray, Rice, Savage, Scanlan, Seune, Shaw, Soule, Stewart of Winnebago, Stewart of McLean, Thomas, Washburn, Wayman, Mr. Speaker—65.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Collins, Connolly, Darnell, Dresser, Ferrier, Golden, Grant, Griffith, Hay, Henry, Hildrup, Hoiles, James, Jones, Lane of Hancock, Lietze, Loomis, Marsh, Massie, Moore of Adams, Moose, Mulvane, Oberly, Orendorff, Pyatt, Sawyer, Sheridan, Smith, Snow, Streeter, Taggart, Truitt, Walker, Webster, Wicker, Wood, Wymore—39.

The bill, not having received the number of votes required by the constitution, was declared lost.

On motion of Mr. Lane of Hancock,

The vote by which the bill was lost was reconsidered.

On motion of Mr. Jones,

The bill was referred to the committee on banks and banking.

Senate bill, No. 400, for "An act to enable cemetery companies to sell and convey land not required for burial purposes," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative, yeas 82, nays 16.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Barkley, Blakely, Boocock, Bradwell, Bullard, Casey, Casady, Chambers, Collins, Connolly, Crawford, Cronkrite, Davis, Dement, Dewey, Dolan, Dresser, Efner, Ewing, Flanders, Forth, Freeland, Graham, Granger, Gridley, Griffith, Hart, Harvey, Hay, Hite of Madison, Hildrup, Hoiles, Hollenback, Jaques, James, Jessup, Johnston, Kase, Lane of Hancock, Lewis, Lietze, Mann, Marsh, McAdams, McGee, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Neville, Newton, Oberly, Orendorff, Pentfield, Pinnell, Pyatt, Quinn, Race, Ray, Rice, Scanlan, Seune, Shaw, Sheridan, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Webster, Wicker, Wood, Wymore, Mr. Speaker—82.

Those voting in the negative are,

Messrs. Branson, Darnell, Ferrier, Freeman, Henry, Jackson, Jones, Loomis, Meacham, Oleson, Pollock, Savage, Sawyer, Smith, Walker, Wayman—16.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Moffett (by consent), from the committee on corporations, to which was referred House bill, No. 827, for "An act to amend sections two and six, of article six, of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 16, A. D. 1872, in force July 1, 1872," reported the same back and recommended that the bill do not pass, and submitted a substitute therefor, House bill, No. 832, for "An act to amend section six, of article six, of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, A. D. 1872, and in force July 1, A. D. 1872," and recommended that the substitute be passed.

The report of the committee was concurred in, the bill laid on the table, and the substitute read a first time and ordered to a second reading.

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 453, for "An act to revise the law in relation to the General Assembly."

Senate bill, No. 462, for "An act to revise the law in relation to oil inspection."

Senate bill, No. 469, for "An act to revise the law in relation to reports of supreme court."

Senate bill, No. 470, for "An act to revise the law in relation to the seat of government."

Senate bill, No. 471, for "An act to revise the law in relation to slander and libel."

Senate bill, No. 473, for "An act to revise the law in relation to sureties."

Senate bill, No. 475, for "An act to revise the law in relation to telegraph companies."

Senate bill, No. 476, for "An act to revise the law in relation to tender."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Anderson.

The rules were suspended, and Senate bills on first reading taken up.

Senate bill, No. 461, for "An act to revise the law in relation to official bonds,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 451, for "An act to revise the law in relation to frauds and perjuries,"

Was read a first time, and referred to the committee on judiciary.

Senate bill, No. 460, for "An act to revise the law in relation to *ne exeat*,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 452, for "An act to revise the law in relation to fugitives from justice,"

Was read a first time, and referred to the committee on judiciary.

Senate bill, No. 476, for "An act to revise the law in relation to tender,"

Was read a first time, and referred to the committee on judiciary.

Senate bill, No. 469, for "An act to revise the law in relation to reports of supreme court,"

Was read a first time.

Mr. Pollock moved to refer the bill to the committee on fees and salaries; which was not agreed to.

On motion of Mr. Collins,

The bill was referred to the committee on judicial department.

Mr. Orendorff (by consent) submitted the following resolution:

*Resolved*, That the committee on judiciary is hereby instructed to inquire into and report to this House, by bill or otherwise, what legislation is necessary to secure the collection of taxes assessed against the capital stock of corporations, and also the propriety of so limiting the powers of courts of chancery as to prevent their interference by injunction with the collection of revenue.

Which was adopted.

Senate bill, No. 475, for "An act to revise the law in relation to telegraph companies,"

Was read a first time, and ordered to a second reading.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed, on February 9, 1874 :

House bill, No. 439, for "An act to provide for the release of mortgages and deeds of trust."

House bill, No. 715, for "An act to amend the title of an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' in force July 1, 1872."

House bill, No. 712, for "An act to amend an act entitled 'an act to fix the salaries of state officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872, in force July 1, 1872."

Senate bill, No. 462, for "An act to revise the law in relation to oil inspection,"

Was read a first time, and ordered to a second reading.

On motion of Mr. Massie,

At 12:10 o'clock P. M. the House adjourned to 2:30 o'clock P. M.

## TWO-THIRTY O'CLOCK, P. M.

The House met, pursuant to adjournment.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit:

*Resolved by the House of Representatives, the Senate concurring herein, That the joint committee on state institutions be and hereby are authorized to employ a clerk.*

With the following amendment thereto:

*Provided, said clerk shall not be paid more than \$4 per day, with actual traveling expenses, and shall be paid only for the time actually employed in the business of said committee, an itemized account of which shall be made and certified by the chairman of the same.*

In the adoption of which amendment I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit :

House bill, No. 622, for "An act to revise the law in relation to costs."

House bill, No. 537, for "An act to repeal an act entitled 'an act to attach a portion of town nineteen north, range twelve west, to town eighteen north, range twelve west, in Vermilion county, State of Illinois,' approved February 21, 1859."

House bill, No. 109, for "An act to repeal section two (2) of an act entitled 'an act to authorize the city of Macomb to elect supervisors and other officers,' approved February 23, 1867."

House bill, No. 721, for "An act in regard to assessors and collectors in certain incorporated cities, and to extend the time for the assessment and collection of the county and state taxes therein, for the year A. D. 1873."

House bill, No. 580, for "An act to provide for the removal of the monuments, tombstones and remains of certain members of the General Assembly of this State, who died and were buried at Vandalia, Illinois."

House bill, No. 336, for "An act to amend section 2 of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872."

House bill, No. 648, for "An act to revise the law in relation to notices, with amendments thereto."

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

Mr. Wicker submitted the following report :

SPRINGFIELD, February 9, 1874.

*To the Honorable the Speaker and Members of the House of Representatives :*

Your committee on canal and river improvements having, in conjunction with the Senate committee on canals and rivers, had before them, and duly considered, a communication from the Governor in relation to cheap transportation, have instructed me to report to your honorable body the accompanying memorial to Congress, and to recommend its adoption :

*To the Honorable the Senate and House of Representatives in Congress assembled :*

Your memorialists, the people of the State of Illinois represented in the General Assembly, do most respectfully represent to the congress of the United States that the question of cheap transportation is agitating the people of the northwest to an extent that has never been equalled. The advocates are not confined to any political party, but are a party of the people, the platform of which is cheap transportation for the products of the northwest to tide-water. That this feeling has taken deep root in the hearts of the people is evidenced by the late elections and frequent gatherings of the agriculturists of the great grain-growing districts of the west.

Your memorialists further represent to the congress of the United States that the increasing population and consequent enlarged production of tonnage for shipment to tide-water admonish the nation to provide at an early day such cheap means of transporting the surplus products of the great west as will be remunerative to the producer.

Your memorialists are satisfied that increased water transportation between the east and west is the only means by which the honest tiller of the soil can be rewarded for his toil, and as a step in this direction is the construction of the Illinois and Michigan canal from the Illinois river to Rock Island on the Mississippi river, your memorialists do most respectfully urge upon congress the wisdom and justice of an appropriation sufficient for this improvement. The route has been surveyed and pronounced by competent engineers practicable and comparatively cheap in the cost of construction. It is indeed a link in the great chain of water communication between the east and west, for which a bill is now before congress, and which is necessary to enable the country tributary to the Mississippi to find a water outlet by the way of the great lakes to tide-water.

Your memorialists do therefore most earnestly appeal to congress to take early action in this im-

provement, to the end that the interests of the great grain-growing districts of the nation shall be fostered, the producer rewarded, and the manufacturing and other laboring masses of the east supplied at low prices with the abundance of life's necessities that cheap transportation can give them.

And your memorialists will ever pray, etc., etc.

Mr. Oleson submitted the following amendment to the memorial:  
Strike out the words "late elections and."

Which was adopted.

The report of the committee, as amended, was then concurred in.

Mr. Cassidy moved to refer the memorial to the committee on agriculture and horticulture.

Mr. Westfall moved to amend the motion by referring the memorial to the committee on federal relations; which was not agreed to.

The question then being on the motion to refer the memorial to the committee on agriculture and horticulture, it was decided in the affirmative.

Mr. Westfall (by consent), from the committee on fees and salaries, to which was referred House bill, No. 692, for "An act to amend section 44 of the act entitled 'an act to fix the salaries of state officers, etc.,'" reported the same back and recommended that it do not pass, and submitted as a substitute therefor House bill, No. 833, for "An act to amend section 44 of an act entitled 'an act to fix the salaries of state officers; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872," and recommended that the substitute do pass.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time and ordered to a second reading.

Mr. Westfall (by consent), from the committee on fees and salaries, to which was referred House bill, No. 709, for "An act to provide for assistant state's attorneys in certain counties," reported the same back with amendments, and recommended that the same, as amended, do pass.

The report of the committee was concurred in, the bill read a first time and ordered to a second reading.

Mr. Oleson (by consent) submitted the following resolution:

*Resolved.* That the committee on state institutions be and they are hereby instructed to inquire into the propriety of the item in the thirty-third annual report of the Illinois Institution for the education of the Deaf and Dumb, on page 34 of said report, being the item of \$10 "for drafting two appropriation acts," and that said committee report to the House to whom such money was paid, what acts were drafted, and by what authority said acts were drafted.

Which was adopted.

Mr. Shaw (by consent) submitted the following report:

*To the Speaker of the House of Representatives:*

The committee on judiciary, to whom was referred bills of the following titles, to-wit:

House bill, No. 16, for "An act to regulate the sale of property on commission,"

House bill, No. 23, for "An act to amend chapter thirty, of the Revised Statutes of this State, entitled 'Criminal Jurisprudence,' and to punish more effectually attempts to commit certain crimes,"



House bill, No. 39, for "An act to regulate the sale of drugs and articles of a poisonous nature,"

House bill, No. 65, for "An act defining the rights and liabilities of married women,"

House bill, No. 85, for "An act to amend an act entitled 'an act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree,' approved March 22, 1872,"

House bill, No. 97, for "An act to compel the attendance of witnesses subpoenaed in any civil cause pending in any court of record, until such cause shall be disposed of, or until such witness shall be excused from further attendance by the party at whose instance he was subpoenaed,"

House bill, No. 110, for "An act to provide means to pay expenses in suits brought by the authority of the State to enforce the several railroad and warehouse laws of the State of Illinois, and to provide means to pay the incidental expenses of the office of the Railroad and Warehouse Commissioners,"

House bill, No. 125, for "An act to amend an act entitled 'an act in relation to descent of property,'"

House bill, No. 168, for "An act to amend an act entitled 'an act to provide for annexing and excluding territory to and from cities, towns and villages, and to unite cities, towns and villages,' approved April 10, 1872,"

House bill, No. 172, for "An act regulating the manner of applying for changes of venue by corporations,"

House bill, No. 190, for "An act to amend chapter 59 of the statutes of 1871 and 1872, entitled 'Justices of the Peace,' approved April 1, 1872,"

House bill, No. 191, for "An act to prevent embezzlement by commission men,"

House bill, No. 208, for "An act to amend an act entitled 'an act to provide for the election and qualification of justices of the peace and constables, and to provide for the jurisdiction of justices of the peace in civil cases, and fix the duties of constables, and to repeal certain acts therein named,' approved April 1, 1872,"

House bill, No. 236, for "An act to amend section one (1), chapter one hundred and five (105), entitled 'Venue,'"

House bill, No. 238, for "An act to amend an act entitled 'an act in regard to limitations,' and to further regulate the limitation of personal actions,"

House bill, No. 255, for "An act to amend an act entitled 'an act to provide for the election and qualification of justices of the peace and constables, and to provide for the jurisdiction and practice of justices of the peace in civil cases, and fix the duties of constables, and repeal certain acts therein named,'"

House bill, No. 271, for "An act to prevent gambling,"

House bill, No. 308, for "An act concerning tax deeds,"

House bill, No. 314, for "An act to punish the offense of seduction,"

House bill, No. 318, for "An act to facilitate the settlement of partnership interests of deceased persons estates,"

House bill, No. 322, for "An act to provide for the election of police magistrates and constables in cities incorporated under 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872,"

House bill, No. 365, for "An act relating to the property rights of married women, and their power to contract,"

House bill, No. 380, for "An act relating to the guardianship and custody of minor children,"

House bill, No. 385, for "An act to amend section 74 of an act entitled 'an act in regard to the administration of estates,' in force July 1, 1872,"

House bill, No. 420, for "An act to legalize the official acts of justices of the peace and police magistrates, under the act entitled 'an act to increase the jurisdiction of justices of the peace and police magistrates,' filed in the office of the Secretary of State, April 26, 1871,"

House bill, No. 452, for "An act to establish abstract offices,"

House bill, No. 454, for "An act entitled 'an act for carrying into effect that part of article five (5), of section five (5), of the constitution of the State of Illinois, which refers to the eligibility of the officers named in said article,'"

House bill, No. 477, for "An act to amend chapter 42 of the Revised Statutes of the State of Illinois," approved March 3, 1845,

House bill, No. 516, for "An act to amend section 169 of an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' approved March 30, 1872,"

House bill, No. 535, for "An act to amend chapter 80 of the Revised Statutes, entitled 'Paupers,'"

House bill, No. 536, for "An act to amend division 11, chapter 30, of the Revised Statutes, entitled 'Offenses against Public Morality, Health and Police,'"

House bill, No. 660, for "An act to amend an act entitled 'Practice in Courts of Record,'"

House bill, No. 698, for "An act to provide for the allowing of interest and the payment of attorneys' fees in certain cases,"

House bill, No. 704, for "An act to suppress newspaper advertising for divorce cases,"

House bill, No. 726, for "An act entitled 'an act to make cities, towns and townships within the State of Illinois liable for damage done to private property by mobs or unlawful assemblies,'"

House bill, No. 748, for "An act to facilitate the making of bills of exceptions in the circuit courts, and to perpetuate testimony,"

Having considered the same, report them back, with the recommendation that they be laid upon the table.

The report of the committee was concurred in, and the bills laid on the table.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred House bill, No. 221, for "An act to regulate the reporting and publication and distribution of the reports of the supreme court of this State, and to repeal all laws inconsistent therewith," reported the same back, and recommended that it do not pass.

The report of the committee was received, and,

On motion of Mr. Bradwell,

The bill was referred to the committee on judicial department.

Senate bill, No. 470, for "An act to revise the law in relation to the seat of government,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 473, for "An act to revise the law in relation to sureties,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 471, for "An act to revise the law in relation to slander and libel,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 453, for "An act to revise the law in relation to the General Assembly,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 119, for "An act to fix the liability of common carriers receiving property for transportation,"

Was read a first time, and referred to the committee on railroads.

Senate bills on third reading being in order,

Senate bill, No. 445, for an act to revise the law in relation to the criminal court of Cook county," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 94, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballou, Barkley, Blakely, Boccock, Bradwell, Branson, Bullard, Casey, Cassidy, Chambers, Collins, Connolly, Crawford, Cronkrite, Darnell, Davis, Dement, Dewey, Dolan, Dresser, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Graham, Granger, Grant, Gridley, Griffith, Hart, Harvey, Hay, Hite of Madison, Hildrup, Holles, Hollenback, Inscore, Jaquess, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lemma, Lewis, Lietze, Marsh, Massie, McAdams, Meacham, Moore of Marshall, Moore of Adams, Moffett, Mulvane, Newton, Oberly, Orendorff, Peusfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ray, Rice, Savage, Smith, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Truitt, Virden, Walker, Washburn, Wayman, Webster, Wicker, Wymore. Mr. Speaker—93.

Mr. Senne voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

On motion of Mr. Anderson,

The Senate message, reporting back the House resolutions authorizing the joint committee on state institutions to employ a clerk, with amendments thereto, was taken up and the Senate amendments concurred in.

Mr. Efner (by consent) submitted the following report:

The committee on banks and banking, to which was referred Senate bill, No. 295, for "An act to revise the law in relation to the rate of interest," have had the same under consideration, and directed me to report the bill back, with an amendment, and recommend that the bill do pass as amended.

The report of the committee was concurred in, and the amendments not adopted.

On motion of Mr. Efner,

The House resolved itself into the committee of the whole for the consideration of Senate bill, No. 295, for "An act to revise the law in relation to the rate of interest," with Mr. Hart in the chair.

After some time spent in the committee of the whole, the Speaker resumed the chair, and

Mr. Hart, from said committee, reported that they had had under consideration said Senate bill, No. 295, and made some progress, and asked leave to sit again.

And the question being on granting leave to the committee to sit again, it was decided in the negative.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following memorial and resolution, to-wit:

*To the Honorable the Senate and House of Representatives in Congress assembled:*

Your memorialists, the People of the State of Illinois, represented in the General Assembly, do most respectfully represent to the Congress of the United States that the question of cheap transportation is agitating the people of the northwest to an extent that has never been equalled. The advocates are not confined to any political party, but are a party of the people, the platform of which is cheap transportation for the products of the northwest to tide-water. That this feeling has taken deep root in the hearts of the people is evidenced by the late elections and frequent gatherings of the agriculturists of the great grain-growing districts of the west.

Your memorialists do further represent to the Congress of the United States that the increasing population and consequent enlarged production of tonnage for shipment to tide-water, admonish the nation to provide at an early day such cheap means of transporting the surplus products of the great west as will be remunerative to the producer.

Your memorialists are satisfied that increased water transportation between the east and west is the only means by which the honest tiller of the soil can be rewarded for his toil, and as a step in this direction is the construction of the Illinois and Michigan canal from the Illinois river to Rock Island on the Mississippi river, your memorialists do most respectfully urge upon Congress the wisdom and justice of an appropriation sufficient for this improvement. The route has been surveyed and pronounced by competent engineers practicable and comparatively cheap in the cost of construction. It is indeed a link in the great chain of water transportation between the east and west for which a bill is now before Congress, and which is necessary to enable the country tributary to the Mississippi to find a water outlet by the way of the great lakes to tide-water.

Your memorialists do therefore most earnestly appeal to Congress to take early action in this improvement, to the end that the interests of the great grain-growing districts of the nation shall be fostered, the producer rewarded, and the manufacturing and other laboring masses of the east supplied at low prices with the abundance of life's necessities that cheap transportation can give them.

And your memorialists will ever pray, etc., etc.

*Resolved by the Senate, the House concurring herein, That the foregoing memorial be addressed to our Senators and Representatives in Congress.*

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

Senate bill, No. 291, for "An act to revise the law in relation to replevin."

Senate bill, No. 141, for "An act to amend section 132 of an act entitled 'an act in regard to elections to provide for filling vacancies in elective offices,' approved April 3, 1872."

Senate bill, No. 317, for "An act to revise the law in relation to the partition of real estate."

Senate bill, No. 438, for "An act to repeal an act entitled 'an act to provide for the election of additional supervisors in the county therein named.'"

Senate bill, No. 446, for "An act to fix the terms of the courts of Cook county."

Senate bill, No. 168, for "An act to encourage the planting and growing of timber."

Senate bill, No. 510, for "An act to amend section 91 of an act entitled 'an act in regard to the administration of estates,' approved April 1, 1872."

On motion of Mr. Johnston,

At 5:25 o'clock P. M., the House adjourned to 10 o'clock A. M. tomorrow.

TUESDAY, FEBRUARY 10, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Everest.

The journal of yesterday was being read, when,

On motion of Mr. Anderson,

The further reading of the same was dispensed with.

Mr. Thomas (by consent) submitted the following report :

TO HON. S. M. CULLOM,

*Speaker of the House of Representatives :*

Your committee on appropriations, to whom was referred House bill, No. 759, for "An act to reimburse to the county of McLean the sum of four thousand eight hundred and fifty dollars, in abatement of tax for the year 1872," would beg leave to report the same back with the recommendation that it pass.

The report of the committee was concurred in, and the bill ordered to a second reading.

Mr. Thomas (by consent) submitted the following report :

TO HON. S. M. CULLOM,

*Speaker of the House of Representatives :*

Your committee on appropriations, to whom was referred House bill, No. 814, for "An act to provide for the payment of the expenses of the Senate penitentiary investigating committee, and the expenses of witnesses and miscellaneous expenses of the House penitentiary committee," would respectfully beg leave to report the bill back to the House, and recommend that the bill do not pass, and submit, as a substitute therefor, House bill, No. 834, for "An act to provide for the payment of the expenses of the Senate penitentiary investigating committee, and the expense of witnesses and miscellaneous expenses of the House penitentiary committee," and recommend that the substitute do pass.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time and ordered to a second reading.

Mr. Thomas (by consent) submitted the following report :

TO HON. S. M. CULLOM,

*Speaker of the House of Representatives :*

Your committee on appropriations, to whom was referred House bill, No. 558, for "An act to provide for the payment of the claim of P. W. Harts," would respectfully beg leave to report the same back to the House, with the recommendation that it pass.

The report of the committee was concurred in, and the bill ordered to a third reading.

Mr. Cassedy (by consent) from the committee on drains and drainage, to which was referred House bill, No. 749, for "An act to facilitate the drainage of wet lands," reported the same back and recommended that the bill be passed.

The report of the committee was concurred in, and the bill read a first time and ordered to a second reading.

Mr. Thomas (by consent) from the committee on appropriations, to which was referred House bill, No. 766, for "An act making an appro-

priation for the payment to the widow of the late Rev. Nehemiah Pierce, official delegate of the State of Illinois to the International Prison Congress, held in London July, 1872, for the preparation of his report made to the Governor, as required by joint resolution of the General Assembly," reported the same back and recommended that the bill be referred to the committee on claims.

The report of the committee was concurred in, and the bill referred to the committee on claims.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has correctly enrolled, and on the 10th day of February laid before the Governor for his approval, viz:

Senate bill, No. 444, for "An act to revise the law in relation to circuit courts and the superior court of Cook county."

Mr. Thomas (by consent) submitted the following report:

To HON. S. M. CULLOM,

*Speaker of the House of Representatives :*

Your committee on appropriations, to whom was referred House bill, No. 425, for "An act making an appropriation for the benefit of the State Board of Agriculture, and of county agricultural boards," would respectfully beg leave to report the same back with the recommendation that it pass as amended.

The report of the committee was concurred in, and the bill read a second time.

Mr. Walker submitted the following amendment:

Strike out of section 2 the words "five hundred dollars," and insert "three hundred dollars."

Which was adopted.

Mr. Moore of Marshall submitted the following amendment:

Add to the end of section 2 the words "and paid."

Which was adopted.

The bill was then ordered engrossed for a third reading.

The special order for this hour being the consideration of House bill, No. 776, for "An act to make the schedules prepared and published by the railroad and warehouse commission *prima facie* evidence in the several courts of this state," was taken up and the bill read a second time.

Mr. Hart submitted the following amendment:

Insert in line 8, after the word "heretofore," the words "or which may be hereafter."

Which was adopted.

Mr. Henry submitted the following amendment:

"*Provided, further*, that said schedule shall in no way affect the rate of charges for the transportation of freight or passengers in transit across the State, or into or out of the State."

Mr. Rountree submitted the following substitute for the amendment:

Add to end of section 1: "*Provided, further*, that nothing herein contained shall be construed to apply to any freight or passengers being transported across this State, or from any point without this State to any point within this State, or from any point within this State to any point without this State."

Mr. Herrington moved to lay the bill and amendments on the table; which was not agreed to, yeas 31, nays 84—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Blakely, Casey, Carpenter, Collins, Dolan, Golden, Graham, Grey, Griffith, Hart, Hawes, Herrington, Jessup, Lietze, Loomis, Massie, Meacham, Mulvane, Neville, Nulton, Orendorff, Plowman, Quinn, Ray, Rogers, Shaw, Sherman, Virden, Walker, Wicker—31.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Barkley, Bocock, Booth, Bradwell, Branson, Bullard, Cassidy, Chambers, Connolly, Crawford, Cronkrite, Davis, Dement, Dewey, Ewing, Flanders, Forth, Freeland, Freeman, Gordon, Granger, Grant, Gridley, Harvey, Henry, Hite of Madison, Hite of St. Clair, Hildrup, Holmes, Hollenback, Inscore, Jaquess, Jackson, James, Johnston, Jones, Kase, Lane of Hancock, Lemma, Lewis, Mann, Marsh, McGee, Middlecoff, Mitchell, Moore of Marshall, Moose, Moffett, Newton, Oakwood, Oberly, Oleson, Penfield, Pinnell, Pollock, Pyatt, Race, Ramey, Rice, Rountree, Savage, Sawyer, Scanlan, Senne, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Warner, Wayman, Webster, Westfall, Wood, Wymore, Mr. Speaker—24.

So the motion to lay on the table was not agreed to.

Mr. Wicker moved to refer the bill and amendments to the committee on judiciary.

Mr. Lietze moved to amend the motion by referring the bill and amendments to the committee on drains and drainage; which was not agreed to.

Mr. Oleson moved to amend the motion by referring the bill and amendments to the committee on agriculture and horticulture.

Mr. Cassidy moved to lay the amendment to refer to the committee on agriculture on the table; which was agreed to, yeas 82, nays 30—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Barkley, Bocock, Booth, Branson, Bullard, Casey, Cassidy, Collins, Connolly, Crawford, Cronkrite, Darnell, Davis, Dement, Dewey, Ewing, Ferrier, Flanders, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Hart, Harvey, Hawes, Henry, Hite of Madison, Hite of St. Clair, Hildrup, Holmes, Hollenback, Jaquess, James, Jessup, Johnston, Kase, Lane of Hancock, Lane of DeWitt, Lemma, Loomis, McAdams, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Newton, Oberly, Pinnell, Pollock, Quinn, Race, Ray, Rice, Rogers, Savage, Sawyer, Senne, Shaw, Sheridan, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Walker, Warner, Wayman, Webster, Wicker, Wood, Wymore, Mr. Speaker—82.

Those voting in the negative are,

Messrs. Blakely, Bradwell, Dolan, Efner, Forth, Golden, Herrington, Inscore, Jackson, Jones, Lewis, Lietze, Marsh, Massie, Meacham, Moose, Morrison, Oakwood, Oleson, Orendorff, Plowman, Pyatt, Ramey, Scanlan, Sherman, Smith, Snow, Truitt, Virden, Westfall—30.

So the amendment was laid on the table.

The question recurring on the motion to refer the bill and amendments to the committee on judiciary, it was decided in the negative.

The question then being on the adoption of the substitute for the amendment, it was decided in the negative, yeas 46, nays 75—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Ballow, Barkley, Booth, Bradwell, Branson, Dement, Efner, Ferrier, Golden, Gordon, Grant, Herrington, Hite of St. Clair, Holmes, Jackson, Jones, Lane of Hancock, Lane of DeWitt, Lewis, Mann, Marsh, McAdams, Mitchell, Moore of Adams, Morrison, Oakwood, Oleson, Orendorff, Pinnell, Pollock, Quinn, Ray, Rountree, Scanlan, Shaw, Sheridan, Sherman, Stewart of McLean, Streeter, Thomas, Virden, Wayman, Webster, Westfall, Wicker—46.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Blakely, Bocock, Bullard, Casey, Cassidy, Chambers, Collins, Connolly, Crawford, Cronkrite, Darnell, Davis, Dewey, Dolan, Ewing, Flanders, Forth, Freeland, Freeman, Graham, Granger, Grey, Gridley, Griffith, Hart, Harvey, Hawes, Hay, Henry, Hite of Madison, Hildrup, Hollenback, Inscore, Jaquess, James, Jessup, Johnston, Kase, Lemma, Lietze, Loomis, McGee, Meacham, Middlecoff, Moore of Marshall, Moose, Moffett, Mulvane, Newton, Nulton, Oberly, Penfield, Plowman, Pyatt, Race, Ramey, Rice, Rogers, Savage, Sawyer, Senne, Smith, Snow, Soule, Stewart of Winnebago, Taggart, Truitt, Walker, Warner, Wood, Wymore, Mr. Speaker—75.

So the substitute was not adopted.

The question recurring on the adoption of the amendment, it was decided in the negative, yeas 47, nays 63—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Ballou, Barkley, Booth, Bradwell, Branson, Dement, Efner, Ferrier, Golden, Grant, Henry, Herrington, Hite of St. Clair, Holles, Jackson, James, Jones, Lane of Hancock, Mann, Marsh, Massie, McGee, Middlecoff, Mitchell, Moore of Adams, Moose, Oakwood, Oleson, Orendorf, Pollock, Quinn, Ray, Rountree, Scanlan, Shaw, Sherman, Snow, Stewart of McLean, Streeter, Thomas, Wayman, Webster, Westfall, Wicker, Wood, Wymore—47.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Blakely, Bocock, Bullard, Casey, Cassedy, Chambers, Collins, Connolly, Crawford, Cronkrite, Darnell, Davis, Dewey, Dolan, Ewing, Flanders, Forth, Freeman, Freeman, Graham, Granger, Grey, Gridley, Griffith, Hart, Harvey, Hildrup, Hollenback, Inscore, Jaquess, Jessup, Johnston, Kase, Lemna, Lietze, Loomis, Meacham, Moore of Marshall, Morrison, Mulvane, Newton, Nulton, Oberly, Penfield, Pinnell, Plowman, Pyatt, Race, Rice, Rogers, Savage, Sawyer, Scune, Sheridan, Soule, Stewart of Winnebago, Taggart, Truitt, Walker, Warner, Mr. Speaker—63.

So the amendment was not adopted.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of House bills of the following titles, to-wit :

House bill, No. 231, for "An act to limit and determine the time for which counties, cities, townships, towns and precincts, in this State, shall be liable and holden to issue aid for the building of any railroad, in pursuance of any vote taken in conformity to the laws of this State."

House bill, No. 463, for "An act to promote the science of medicine and surgery in the State of Illinois."

With amendments thereto, in the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

Mr. Cronkrite submitted the following substitute for the bill :

Strike out all after the enacting clause, and insert the schedule of reasonable maximum rates for the transportation of freight and passengers on the several railroads of this State, adopted by the Railroad and Warehouse Commissioners.

On motion of Mr. Johnston,

At 12:15 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

## TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Scanlan submitted the following resolution :

WHEREAS, This House, on the 8th day of April, 1873, did call on the Board of Charities for a special and detailed report of the expenses of the different State charitable institutions; and

WHEREAS, Ten months have passed by without said report being laid before this House; therefore, Resolved, That the State Board of Public Charities be ordered to present to this House said report immediately.

Which was adopted.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that the bills of the following titles have been correctly engrossed on February 10, 1874 :

House bill, No. 435, for "An act to amend an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

House bill, No. 685, for "An act to revise the law in relation to escheats."

House bill, No. 743, for "An act entitled 'an act to secure to clergymen, of all denominations, free access to the penitentiary at Joliet, and all other penal, reformatory and charitable institutions in the State of Illinois.'"



The House resumed the unfinished business of this morning, being the consideration of the substitute for House bill No. 776.

Mr. Herrington moved to lay the bill and substitute on the table; which was not agreed to, yeas 41, nays 68—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Booth, Bradwell, Bryant, Casey, Carpenter, Collins, Crawford, Forth, Freeman, Golden, Graham, Grey, Hart, Harvey, Henry, Herrington, Hite of Madison, Hite of St. Clair, Lane of DeWitt, Lietze, Massie, Mulvane, Nulton, Oakwood, Oberly, Orendorff, Plowman, Ramey, Ray, Rogers, Rountree, Senne, Sherman, Smith, Truitt, Virden, Washburn, Wicker—41.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Ballow, Blakely, Bocock, Branson, Bullard, Cassedy, Chambers, Connolly, Cronkite, Darnell, Davis, Dewey, Dolan, Efner, Ewing, Flanders, Freeland, Gordon, Granger, Grant, Gridley, Hawes, Hildrup, Hoiles, Hollenback, Inscore, Jaquess, Jackson, James, Johnston, Jones, Lane of Hancock, Lemma, Loomis, Mann, Marsh, McAdams, Meacham, Middlecoff, Moore of Marshall, Moose, Morrison, Moffett, Newton, Oleson, Penfield, Pinnell, Pollock, Pyatt, Quinn, Race, Savage, Sawyer, Shaw, Soule, Stewart of Winnebago, Stewart of McLean, Thomas, Walker, Warner, Wayman, Webster, Westfall, Wood, Wymore, Mr. Speaker—68.

So the motion to lay the bill and substitute on the table was not agreed to.

Mr. Anderson moved to postpone the consideration of the bill and substitute until Tuesday, February 17th; which was not agreed to.

Mr. Jones moved to dispense with the reading of the substitute.

The Speaker decided the motion out of order.

Whereupon, Mr. Jones appealed from the decision of the Chair.

The question being: "Shall the decision of the Chair stand as the decision of the House?" it was decided in the negative.

Mr. Hite of Madison, at 3:25 o'clock P. M., moved that the House adjourn; which was not agreed to, yeas 11, nays 91—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Ballow, Hite of Madison, Inscore, Jackson, James, Middlecoff, Morrison, Ramey, Shaw, Walker, Warner—11.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of LaSalle, Barkley, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassedy, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkite, Darnell, Davis, Dement, Dewey, Dolan, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Golden, Graham, Granger, Grant, Grey, Gridley, Hart, Harvey, Hawes, Herrington, Hite of St. Clair, Hildrup, Hoiles, Jaquess, Johnston, Jones, Lane of Hancock, Lemma, Lietze, Loomis, Mann, Marsh, Massie, McGee, Meacham, Moore of Marshall, Moose, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Ray, Rountree, Savage, Sawyer, Scanlan, Senne, Sherman, Smith, Soule, Stewart of Winnebago, Stewart of McLean, Thomas, Truitt, Virden, Wayman, Webster, Westfall, Wicker, Wood, Wymore—91.

So the motion to adjourn was not agreed to.

The question recurring on the motion to dispense with the reading of the substitute, it was decided in the affirmative, yeas 67, nays 42—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Booth, Bradwell, Branson, Bullard, Casey, Cassedy, Chambers, Connolly, Crawford, Davis, Dement, Dewey, Ewing, Forth, Freeman, Graham, Granger, Grant, Grey, Gridley, Hart, Harvey, Hawes, Hite of Madison, Hite of St. Clair, Hildrup, Hoiles, Inscore, Jaquess, Jackson, Johnston, Jones, Lane of DeWitt, Lemma, Lietze, Massie, McGee, Middlecoff, Mitchell, Moore of Marshall, Mulvane, Oakwood, Oberly, Penfield, Pinnell, Plowman, Pollock, Pyatt, Ramey, Ray, Rogers, Savage, Senne, Shaw, Smith, Soule, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Virden, Warner, Wayman, Wymore—67.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Barkley, Bocock, Bryant, Carpenter, Collins, Darnell, Dolan, Efner, Flanders, Freeland, Golden, Gordon, Herrington, James, Jessup, Lane of Hancock, Loomis, Mann, Marsh, McAdams, Meacham, Moose, Morrison, Moffett, Neville, Newton, Orendorff, Quinn, Race, Rountree, Sawyer, Scanlan, Sheridan, Sherman, Truitt, Walker, Washburn, Webster, Westfall, Wicker, Wood—42.

So the motion to dispense with reading the substitute was agreed to.

On motion of Mr. Jones,

The previous question was ordered.

The question then being on the adoption of the substitute, it was decided in the negative, yeas 23, nays 79—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Blakely, Casey, Carpenter, Cronkrite, Darnell, Dewey, Dolan, Efner, Flanders, Herrington, Holles, Lane of Hancock, Mann, Morrison, Moffett, Neville, Newton, Orendorff, Rice, Savage, Sawyer, Taggart—23.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Barkley, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Cassidy, Chambers, Collins, Connolly, Crawford, Davis, Dement, Ewing, Forth, Freeland, Freeman, Graham, Granger, Grant, Grey, Gridley, Hart, Harvey, Henry, Hite of Madison, Hite of St. Clair, Hildrup, Inacore, Jaquess, Jackson, James, Jessup, Johnston, Jones, Lane of DeWitt, Lemma, Lietze, Loomis, Marsh, Massie, McAdams, McGee, Meacham, Middlecoff, Moore of Marshall, Moose, Mulvane, Nulton, Oakwood, Oberly, Pinnell, Plowman, Pyatt, Quinn, Race, Ramey, Ray, Rogers, Rountree, Senne, Shaw, Sheridan, Smith, Soule, Stewart of Winnebago, Thomas, Walker, Warner, Washburn, Wayman, Westfall, Wicker, Wood, Wymore, Mr. Speaker—79.

So the substitute was not adopted.

Mr. Crawford moved that the bill be ordered engrossed for a third reading.

On motion of Mr. Race,

The previous was ordered.

The question then being on the motion to order the bill engrossed for a third reading, it was decided in the negative, yeas 54, nays 54—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Barkley, Blakely, Bocock, Branson, Casey, Cassidy, Chambers, Crawford, Cronkrite, Davis, Dement, Dewey, Dolan, Ewing, Flanders, Graham, Granger, Grant, Grey, Gridley, Hart, Hawes, Hildrup, Jaquess, Johnston, Lemma, Marsh, Middlecoff, Moore of Marshall, Moffett, Oberly, Olson, Orendorff, Penfield, Pollock, Race, Ray, Rice, Savage, Sawyer, Senne, Sheridan, Soule, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Walker, Wood, Wymore—54.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Bradwell, Bryant, Bullard, Carpenter, Collins, Connolly, Darnell, Efner, Forth, Freeland, Freeman, Golden, Gordon, Henry, Herrington, Hite of Madison, Hite of St. Clair, Holles, Inacore, Jackson, James, Jessup, Jones, Lane of Hancock, Lane of DeWitt, Lietze, Mann, Masie, McAdams, McGee, Meacham, Moose, Morrison, Mulvane, Neville, Newton, Oakwood, Pinnell, Plowman, Pyatt, Quinn, Ramey, Rogers, Rountree, Scanlan, Shaw, Sherman, Smith, Virden, Washburn, Webster, Westfall, Wicker—54.

So the motion to order the bill engrossed for a third reading was not agreed to.

Mr. Efner moved to reconsider the vote by which the motion to order the bill engrossed for a third reading was lost.

Mr. Jones moved to lay the motion to reconsider on the table; which was not agreed to, yeas 42, nays 66—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Booth, Bradwell, Bryant, Carpenter, Cronkrite, Dement, Ferrier, Freeman, Golden, Grey, Henry, Herrington, Hite of St. Clair, Holles, Jones, Lane of DeWitt, Lietze, Mann, Marsh, Massie, McAdams, McGee, Mitchell, Morrison, Mulvane, Oakwood, Orendorff, Pinnell, Plowman, Pyatt, Rogers, Rountree, Scanlan, Sheridan, Sherman, Virden, Wayman, Webster, Wicker—42.

Those voting in the negative are,

Messrs. Anderson, Ballow, Blakely, Bocock, Branson, Bullard, Casey, Cassidy, Chambers, Collins, Connolly, Crawford, Davis, Dewey, Dolan, Efner, Ewing, Flanders, Forth, Freeland, Gordon, Graham, Granger, Grant, Gridley, Hart, Harvey, Hawes, Hildrup, Inacore, Jaquess, Jackson, James, Johnston, Lemma, Lewis, Meacham, Middlecoff, Moore of Marshall, Moose, Moffett, Neville, Newton, Nulton, Oberly, Olson, Penfield, Pollock, Quinn, Race, Ray, Rice, Savage, Sawyer, Senne, Shaw, Smith, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Truitt, Walker, Wood, Wymore, Mr. Speaker—66.

So the motion to lay on the table was not agreed to.

The question then being on the motion to reconsider, it was decided in the affirmative.

The question again being on the motion to order the bill engrossed

for a third reading, it was decided in the affirmative, yeas 63, nays 58—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Ballow, Bocoek, Branson, Casey, Cassedy, Chambers, Connolly, Crawford, Davis, Dement, Dewey, Dolan, Efner, Ewing, Ferrier, Flanders, Freeland, Graham, Granger, Grant, Grey, Gridley, Hart, Harvey, Hawes, Hildrup, Hollenback, Jaquess, Johnston, Lemma, Lewis, Middlecoff, Moore of Marshall, Moffett, Newton, Nulton, Oberly, Olsson, Orendorff, Penfield, Pollock, Race, Ray, Rice, Rogers, Savage, Sawyer, Senne, Shaw, Sheridan, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Walker, Wayman, Wood, Wymore, Mr. Speaker—63.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Armstrong of LaSalle, Blakely, Booth, Bradwell, Bryant, Bullard, Carpenter, Collins, Cronkrite, Darnell, Forth, Freeman, Golden, Henry, Hite of St. Clair, Hoiles, Inscore, Jackson, James, Jessup, Jones, Lane of Hancock, Lietze, Mann, Marsh, Massie, McAdams, McGee, Meacham, Mitchell, Moose, Morrison, Mulvane, Neville, Oakwood, Pinnell, Plowman, Pyatt, Quinn, Rountree, Scanlan, Sherman, Smith, Truitt, Virden, Webster, Westfall, Wicker—58.

So the motion to order the bill engrossed for a third reading was agreed to.

The special order for this hour being the consideration of the report of the committee on civil service and retrenchment, recommending that House bill, No. 725, for "An act to establish reasonable maximum rates of charges for the transportation of passengers and freight on the different railroads of this State," do not pass,

The question being on concurring in the report of the committee, it was decided in the affirmative, yeas 71, nays 31—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Blakely, Booth, Bradwell, Branson, Bryant, Casey, Cassedy, Chambers, Collins, Connolly, Crawford, Davis, Dement, Dewey, Dolan, Forth, Freeland, Freeman, Graham, Granger, Grant, Grey, Gridley, Hart, Harvey, Hawes, Herrington, Hite of St. Clair, Hildrup, Hollenback, Inscore, Jaquess, Jackson, Jessup, Johnston, Lane of DeWitt, Lemma, Lietze, Massie, McGee, Mitchell, Moore of Marshall, Mulvane, Nulton, Oberly, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ray, Rice, Rogers, Rountree, Savage, Senne, Shaw, Sheridan, Soule, Sherman, Soule, Stewart of Winnebago, Stewart of McLean, Thomas, Wayman, Wicker, Wymore, Mr. Speaker—71.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Bocoek, Carpenter, Cronkrite, Darnell, Efner, Flanders, Gordon, Henry, Lane of Hancock, Lewis, Mann, Marsh, McAdams, Meacham, Moose, Morrison, Moffett, Neville, Olsson, Orendorff, Sawyer, Scanlan, Smith, Snow, Starr, Streeter, Taggart, Truitt, Virden, Webster—31.

So the report of the committee was concurred in and the bill laid on the table.

The special order for this hour being the consideration of the report of the committee on civil service and retrenchment on the resolution relating to abolishing the board of Railroad and Warehouse Commissioners, reporting it would be inexpedient to abolish the said board,

On motion of Mr. Jaquess,

The previous question was ordered.

The question being on concurring in the report of the committee, it was decided in the affirmative, yeas 92, nays 19—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocoek, Bradwell, Branson, Bryant, Bullard, Casey, Cassedy, Carpenter, Chambers, Collins, Crawford, Cronkrite, Davis, Dement, Dewey, Dolan, Efner, Ewing, Flanders, Freeland, Freeman, Graham, Granger, Grant, Gridley, Hart, Harvey, Hawes, Hite of Madison, Hildrup, Hollenback, Inscore, Jaquess, Jackson, James, Jessup, Johnston, Jones, Lane of Hancock, Lemma, Lewis, Lietze, Loomis, Mann, Marsh, Massie, McAdams, McGee, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvane, Newton, Nulton, Oberly, Orendorff, Penfield, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Ray, Rice, Rogers, Savage, Sawyer, Senne, Shaw, Sheridan, Smith, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Virden, Walker, Warner, Wymore, Mr. Speaker—92.

Those voting in the negative are,

Messrs. Booth, Darnell, Forth, Gordon, Grey, Henry, Hoiles, Neville, Oleson, Quinn, Rountree, Scanlan, Snow, Starr, Truitt, Wayman, Westfall, Wicker—19.

So the report of the committee was concurred in.

Mr. Hildrup moved to reconsider the vote by which the report of the committee was concurred in.

On motion of Mr. Hart,

The motion to reconsider was laid on the table.

On motion of Mr. Ballow,

At 5 o'clock P. M. the House adjourned to 10 o'clock A. M. to-morrow.

### WEDNESDAY, FEBRUARY 11, 1874.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Everest.

The journal of yesterday was being read, when,

On motion of Mr. Rountree,

The further reading of the same was dispensed with.

On motion of Mr. Rountree,

House bill, No. 808, for "An act to amend sections six (6), seven (7) and nine (9) of an act entitled 'an act in regard to the completion of public parks, and the management thereof,' approved June 6, 1871, and to repeal section seventeen (17) of said act, and to add four (4) sections thereto, in regard to the completion of public parks and the management thereof," was taken up and referred to the committee on municipal affairs.

Mr. Rountree (by consent), from the committee on revision, to which was referred Senate bill, No. 442, for "An act to revise the law in relation to clerks of courts," reported the same back with amendments, and recommended their adoption, and the bill as amended be passed.

The report of the committee was concurred in, and the bill read a second time.

On motion of Mr. Oberly,

The consideration of the bill and amendments was postponed until February 17th, after reading of the journal, and the amendments were ordered printed.

Mr. Rountree submitted the following report:

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred Senate bill, No. 316, for "An act to revise the law in relation to recorders," reported the same back to the House, with an amendment, and recommended its passage, as amended.

The report of the committee was concurred in, the amendment adopted and the bill ordered to a third reading.

Mr. Rountree, from the committee on judiciary, to which was referred Senate bill, No. 452, for "An act to revise the law in relation to fugitives from justice," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, the bill read a second time and ordered to a third reading.

Mr. Rountree, from the committee on judiciary, to which was referred Senate bill. No. 451, for "An act to revise the law in relation to frauds and perjuries," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, the bill read a second time and ordered to a third reading.

Mr. Rountree submitted the following :

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred Senate bill, No. 476, for "An act to revise the law in relation to tender," reported the same back, with amendments, and recommended its passage as amended.

The report of the committee was concurred in, the bill read a second time, the amendments adopted, and the bill ordered to a third reading.

Mr. Rountree (by consent) submitted the following :

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred, (as amended and printed), Senate bill, No. 280, for "An act to revise the law in relation to change of venue," reported the same back with amendments, and recommended the passage of the bill as amended.

The report of the committee was concurred in, the amendments adopted, and the bill ordered to a third reading.

On motion of Mr. Mann,

Senate bill, No. 507, for "An act to amend an act entitled 'an act to incorporate and govern fire, marine and inland navigation insurance companies doing business in the state of Illinois,'"

Was taken up and referred to the committee on insurance.

Mr. Ewing (by consent) introduced House bill, No. 835, for "An act to amend section seven of article four of an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1, 1872."

Which was read a first time, and referred to the committee on municipal affairs.

On motion of Mr. Hite of St. Clair,

The rules were suspended, and House bill, No. 741, for "An act in relation to courts of record in cities," was taken up and read a third time.

On motion of Mr. Hite of St. Clair,

The bill was recommitted to the committee on judiciary.

A message from the Senate, by Mr. Ray :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to wit :

House bill, No. 720, for "An act concerning jurors, and to repeal certain acts herein named."

A message from the Governor, by Philo J. Beveridge, Private Secretary :

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

House bill, No. 622, for "An act to revise the law in relation to costs."

House bill, No. 109, for "An act to repeal section 2 of an act entitled 'an act to authorize the city of Macomb to elect supervisors and other officers,' approved February 23, A. D. 1867."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 192, for "An act regulating the labor of convicts in the penitentiary of the state."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Washburn (by consent) introduced House bill, No. 836, for "An act to enable towns embraced with the limits of any incorporated village of not more than ten thousand inhabitants, which village is composed of two or more towns and covering an area of six miles square to be separate and independent of and from such village incorporation."

Which was read a first time, and referred to the committee on county and township organization.

Mr. Wood (by consent), from the committee on roads, highways and bridges, to which was referred House bill, No. 736, for "An act to amend section 53 of an act entitled 'an act in regard to gateways, roads and bridges in counties not under township organization,' in force April 18, 1873," reported the same back, and recommended that the bill do not pass, and submitted as a substitute therefor House bill, No. 837, for "An act to amend an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873," and recommended that the substitute be passed.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time and ordered to a second reading.

Mr. Moore of Marshall, from committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on February 11th, 1874:

House bill, No. 778, for "An act to amend section 1 of 'an act to revise the law in relation to the State Treasurer,' approved April 23, 1873."

House bill, No. 705, for "An act to amend section six (6), seven (7), nine (9), twenty-four (24), twenty-six (26) and fifty-three (53), of article nine, of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872."

House bill, No. 599, for "An act to provide for the distribution of the agricultural reports of this State."

Mr. Armstrong of LaSalle (by consent) introduced House bill, No. 838, for "An act to amend an act entitled 'an act to provide for the exercise of the right of eminent domain.'"

Which was referred to the committee on judiciary.

Mr. Plowman (by consent) introduced House bill, No. 839, for "An act to provide for the better enforcement of an act entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto, and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved April 7, A. D. 1871, approved May 3, 1873."

Which was read a first time, and,

On motion of Mr. Granger,

Referred to the committee on railroads.

Mr. Ballow (by consent) introduced House bill, No. 840, for "An act providing for the payment of expenses incurred in procuring the conviction and punishment of any murderer who may have induced a citizen of this State, by false and fraudulent representations, to accompany him into another State for the purpose of murdering him, and may have there murdered such citizen."

Which was referred to the committee on claims.

Mr. Thornton moved to suspend the rules to receive a resolution; which was not agreed to.

Mr. Hildrup (by consent), from the committee on railroads, to which was referred House bill, No. 764, for "An act to amend section three (3) of an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this state, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto, and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved April 7, A. D. 1871," reported the same back with amendment, and recommended that the bill be passed, as amended.

The report of the committee was concurred in, and the bill read a first time, and ordered to a second reading, and the bill and amendment ordered printed.

Mr. Hildrup (by consent) submitted the following :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

The railroad committee have had under consideration Senate bill, No. 119, for "An act to fix the liabilities of common carriers receiving property for transportation," and instruct me to report the same back, recommending that it pass.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 11th day of February, 1874, laid before the Governor for his approval, viz :

House bill, No. 622, for "An act to revise the law in relation to costs."

House bill, No. 109, for "An act to repeal section 2 of an act entitled 'an act to authorize the city of Macomb to elect supervisors and other officers,' approved February 23, 1867."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on February 11th, 1874 :

House bill, No. 758, for "An act making an appropriation for repairing the lock gates on the little Wabash river."

House bill, No. 650, for "An act to revise the law in relation to plats."

Mr. Rountree (by consent), from the committee on municipal affairs, to which was referred House bill, No. 808, for "An act to amend sections six (6), seven (7) and nine (9) of an act entitled 'an act in regard to the completion of public parks, and the management thereof,' approved June 16, 1871, and to repeal section seventeen (17) of said act, and to add four (4) sections thereto, in regard to the completion of public parks and the management thereof," reported the same back with amendments, and recommended their adoption, and that the bill, as amended, be passed.

The report of the committee was concurred in, the bill read a **second** time, the amendments adopted, and the bill ordered engrossed for a third reading.

On motion of Mr. Oberly,  
At 12:25 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

TWO THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

The Speaker laid before the House a communication from Mr. Jones, enclosing a communication from the farmers of JoDaviess county, asking the General Assembly to adjourn *sine die* immediately; which,

On motion of Mr. Efner,

Was referred to the committee on agriculture and horticulture.

Mr. Ferrier (by consent), from the committee on elections, to which was referred House bill, No. 812, for "An act to amend section 28 of an act entitled 'an act to maintain a system of free schools,' approved April 1st, 1872," reported the same back, with the recommendation that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Ferrier (by consent), from the committee on elections, to which was referred House bill, No. 800, for "An act to repeal certain sections of an act entitled 'an act for the registry of electors, and to prevent fraudulent voting, and to amend certain other sections named therein,' approved February 15th, 1865," reported the same back, with the recommendation that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Wicker (by consent) presented a communication from merchants and business men of Chicago, asking that the railroad law be amended or repealed.

Which was referred to the committee on railroads.

Mr. Carpenter (by consent) introduced House bill, No. 841, for "An act to amend section 3 of an act entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto,' and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved April 7, A. D. 1871."

Which was read a first time.

Mr. Johnston moved to refer the bill to the committee on railroads; which was agreed to.

On motion of Mr. Armstrong of LaSalle,

The rules were suspended, and House bill, No. 816, for "An act to authorize the removal of the feeder dam across the Calumet river, near Blue Island, in Cook county, in the State of Illinois, and to provide compensation to Christian Pfeiffer and John Roll for any loss they may sustain by its removal," was taken up and read a second time.



Mr. Efner moved to amend the bill by striking out the preamble; which was agreed to.

Mr. Savage submitted the following amendment:

Strike out of line six, section 2, the figures "\$6,000," and insert the figures "\$4,000."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 11th day of February, 1874, laid before the Governor for his approval, viz:

House bill, No. 720, for "An act concerning jurors, and to repeal certain acts herein named."

Mr. Collins submitted the following substitute for the amendment:

Strike out the figures "\$6,000," and insert the figures "\$2,500."

Which was not adopted.

The question then being on the adoption of the amendment, it was decided in the affirmative.

Mr. Jones moved to reconsider the vote by which the substitute for the amendment was lost.

On motion of Mr. Sherman,

The motion to reconsider was laid on the table.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 203, for "An act to provide for fencing railroads, and to secure the safety of persons and property, their prompt transportation, the proper making up of trains, and the management and running of locomotive engines and cars," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

Mr. Lietze moved to amend the bill by striking out section two.

On motion of Mr. Massie,

The motion to amend by striking out section two was laid on the table.

The bill was then ordered engrossed for a third reading.

On motion of Mr. Streeter,

The consideration of House bill, No. 665, for "An act to revise the law in relation to the department of agriculture, county agricultural boards, and agricultural fairs,"

House bill, No. 603, for "An act to revise the law in relation to the department of agriculture, county agricultural boards, and agricultural fairs,"

House bill, No. 686, for "An act to amend sections 24, 26, 27, 29, 78, 85, 86, 97 and 106, of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872," and

House bill, No. 682, for "An act to amend sections 3, 27 and 29 of an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,'" which were the special order for to-day, was postponed and made the special order for Friday, February 13th, after reading the journal.

Senate bills on third reading being in order,

Senate bill, No. 330, for "An act making an appropriation for buildings and other improvements for the State Reform School, and for the purchase of stock," was read a third time.

The bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the negative, yeas 59, nays 56.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Ballow, Barkley, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Crawford, Cullerton, Davis, Freeland, Golden, Gordon, Grey, Gridley, Hart, Harvey, Hawes, Hay, Hollenback, Inscore, Jaquess, Jessup, Lane of Hancock, Lemma, Mann, Massie, Meacham, Middlecoff, Moore of Adams, Morrison, Mulvane, Oberly, Orendorff, Penfield, Pollock, Pyatt, Quinn, Rogers, Rountree, Savage, Sawyer, Shaw, Sheridan, Sherman, Soule, Starr, Stewart of McLean, Streeter, Taggart, Truitt, Warner, Webster, Wicker, Wood, Mr. Speaker—59.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Blakely, Carpenter, Chambers, Collins, Connolly, Cronkrite, Crosby, Darnell, Dement, Dewey, Dolan, Dresser, Ewing, Flanders, Forth, Freeman, Graham, Granger, Henry, Herrington, Hite of Madison, Hildrup, Hoiles, Jackson, James, Johnston, Jones, Lane of DeWitt, Lewis, Lietze, Marsh, Moore of Marshall, Moffett, Neville, Newton, Nulton, Oakwood, Pinnell, Race, Ramey, Rankin, Ray, Rice, Scanlan, Scott, Senne, Smith, Stewart of Winnebago, Thomas, Thornton, Virden, Webber, Wymore—59.

The bill not having received the number of votes required by the constitution, was declared not passed.

Senate bill, No. 338, for "An act making an appropriation for the ordinary expenses of the Southern Normal University," was read a third time.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 82, nays 33.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Ballow, Barkley, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Chambers, Collins, Cullerton, Davis, Dement, Dewey, Dolan, Easley, Ewing, Ferrier, Freeland, Freeman, Golden, Gordon, Grant, Gridley, Hawes, Hay, Herrington, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Inscore, Jaquess, Jackson, Jessup, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Loomis, Mann, Massie, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Morrison, Moffett, Mulvane, Neville, Newton, Oberly, Olson, Orendorff, Penfield, Plowman, Pyatt, Quinn, Ramey, Rogers, Rountree, Scanlan, Scott, Senne, Shaw, Sheridan, Sherman, Smith, Soule, Starr, Stewart of McLean, Truitt, Walker, Warner, Wicker, Wood, Wymore, Mr. Speaker—82.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Blakely, Bocock, Connolly, Darnell, Efner, Flanders, Forth, Graham, Granger, Hart, Hurvey, Henry, Johnston, Jones, Lietze, Marsh, McAdams, Nulton, Oakwood, Pollock, Race, Rankin, Ray, Savage, Sawyer, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Webber, Webster—33.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 486, for "An act to repeal an act entitled 'an act to establish a court of common pleas in the city of Amboy,' approved March 11, 1869," was read a third time.

The bill and all amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 113, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocock, Bradwell, Branson, Bryant, Casey, Cassidy, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dresser, Easley, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Grey, Gridley, Hart, Harvey, Hawes, Herrington, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Inscore, Jaquess, Jackson, James, Jessup, Johnston, Jones, Lane of Hancock, Lewis, Lietze, Mann, Marsh, Massie, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Morrison, Moffett, Mulvane, Newton, Nulton, Oakwood, Oberly, Olson, Orendorff, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Ray, Rice, Rogers, Rountree, Savage, Sawyer, Scanlan, Scott, Senne, Shaw, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart,

Thomas, Thornton, Virden, Walker, Warner, Webber, Webster, Westfall, Wood, Wymore, Mr. Speaker—113.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

A message from the Governor, by Philo J. Beveridge, Private Sec'y :

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz :

House bill, No. 720, for "An act concerning jurors, and to repeal certain acts herein named."

On motion of Mr. Bradwell,

At 5:25 o'clock P. M. the House adjourned to 10 o'clock A. M. to-morrow.

THURSDAY, FEBRUARY 12, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Everest.

The journal of yesterday was being read, when,

On motion of Mr. Ballow,

The further reading of the same was dispensed with.

Mr. Moore of Marshall moved to reconsider the vote by which Senate bill, No. 330, for "An act making an appropriation for buildings and other improvements for the State Reform School, and for the purchase of stock," was lost; which was agreed to.

On motion of Mr. Moore of Marshall,

The bill was referred to the committee on civil service and retrenchment.

Mr. Hart moved to reconsider the vote by which House bill, No. 425, for "An act making an appropriation for the benefit of the State Board of Agriculture, and of county agricultural boards," was ordered to a third reading; which was not agreed to, yeas 39, nays 79—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Barkley, Bocock, Bradwell, Bullard, Chambers, Connolly, Dolan, Efner, Forth, Freeland, Graham, Granger, Gridley, Hart, Henry, Hildrup, Jaquess, Johnston, Jones, Lane of Hancock, Lewis, Lietze, Massie, Mulvane, Pinnell, Pollock, Rice, Senne, Sheridan, Snow, Stewart of Winnebago, Streeter, Thomas, Truitt, Wayman, Webster, Wood—39.

Those voting in the negative are,

Messrs. Booth, Branson, Bryant, Casey, Collins, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dresser, Easley, Ewing, Flanders, Freeman, Golden, Gordon, Grant, Grey, Harvey, Hay, Herrington, Herting, Hite of Madison, Holles, Hollenback, Hopkins, Inscore, Jackson, James, Jessup, Kann, Kase, Lane of DeWitt, Loomis, Mann, Marsh, McAdams, McLaughlin, Middlecoff, Mitchell, Moore of Marshall, Moose, Morrison, Moffett, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Penfield, Plowman, Pyatt, Quinn, Ramey, Rankin, Ray, Rogers, Savage, Sawyer, Scanlan, Scott, Shaw, Sherman, Smith, Stewart of McLean, Stroud, Taggart, Thornton, Warner, Webber, Westfall, Wicker, Wymore, Mr. Speaker—79.

So the motion to reconsider was not agreed to.

Mr. Lane of Hancock presented numerous petitions from citizens of various cities and towns of this State, asking for an amendment to the homestead exemption law; which were referred to the committee on judiciary.

On motion of Mr. Savage,  
Senate bill, No. 192, for "An act regulating the labor of convicts of the penitentiary of the State,"

Was taken up, read a first time, and referred to the committee on penitentiary.

Mr. Pyatt presented a petition from ladies of DuQuoin, asking for the suppression of the sale of intoxicating liquors, and that saloons and places of business be closed on the holy Sabbath; which was referred to the special committee on temperance.

Mr. Hart (by consent) presented a petition from citizens of DeKalb county, asking for an amendment to the revenue law; which was referred to the committee on revenue.

Mr. Marsh (by consent) presented a petition from citizens of Ogle county, in relation to county superintendent of schools; which was referred to the committee on education.

On motion of Mr. Wood,

House bill, No. 815, for "An act to extend the jurisdiction of county courts, and to provide for the practice thereof, to fix the time for holding the same, and to repeal an act therein named," was taken up, and the consideration of the same postponed, and made the special order for Tuesday, February 17th.

On motion of Mr. Armstrong of Grundy, it was

*Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be requested to cause a sufficient number of copies of the act concerning jurors to be printed, to furnish each court of record in this State one copy, and that he forward the same to the clerks thereof.*

Senate bill, No. 360, for "An act in regard to forcible entry and detainer," was read a third time.

The bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 123, nays 4.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Easley, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Graham, Grainger, Grant, Grey, Gridley, Hart, Harvey, Hawes, Hay, Henry, Herting, Hite of Madison, Hite of St. Clair, Hildrup, Holles, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Mann, Marsh, Massie, McLaughlin, Meacham, Middlecott, Mitchell, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Penfield, Pinnell, Plowman, Pollock, Quinn, Race, Ramey, Rankin, Ray, Rice, Rogers, Rountree, Sawyer, Scanlan, Scott, Senna, Shaw, Sherman, Smith, Snow, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Wayman, Webber, Webster, Westfall, Wicker, Wood, Wymore, Mr. Speaker—123.

Those voting in the negative are,

Messrs. Lietze, Pyatt, Sheridan, Stroud—4.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 12th day of February, 1874, laid before the Governor for his approval, viz:

Senate bill, No. 230, for "An act to amend an act entitled 'an act in regard to practice in courts of record.'"

Senate bill, No. 400, for "An act to enable cemetery companies to sell and convey land not required for burial purposes."

Senate bill, No. 445, for "An act to revise the law in relation to the criminal court of Cook county."

On motion of Mr. Branson,

The rules were suspended, and Senate messages taken up.

The Senate amendment to House bill, No. 336, for "An act to amend section 2 of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872," was concurred in—yeas 110, nays 6.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Chambers, Collins, Crawford, Cronkite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Easley, Efner, Ferrier, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Grey, Gridley, Hart, Harvey, Hawes, Herting, Hite of Madison, Hite of St. Clair, Hildrup, Holles, Hollenback, Hopkins, Inacore, Jaques, Jackson, James, Johnston, Jones, Kann, Kase, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Marsh, Massie, McLaughlin, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Orendorff, Plowman, Pollock, Quinn, Rankin, Ray, Rice, Rogers, Rountree, Savage, Sawyer, Scanlan, Scott, Senne, Shaw, Sheridan, Smith, Starr, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Wayman, Webber, Webster, Westfall, Wicker, Wood, Wymore, Mr. Speaker—110.

Those voting in the negative are,

Messrs. Connolly, Ewing, Henry, Lietze, Pinnell, Pyatt—5.

So the amendment was concurred in.

The Senate amendment to House bill, No. 463, for "An act to promote the science of medicine and surgery in the State of Illinois," was concurred in, yeas 100, nays 18.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Ballow, Barkley, Bishop of McHenry, Bocock, Booth, Bradwell, Branson, Bryant, Carpenter, Chambers, Collins, Crawford, Crosby, Davis, Dement, Dewey, Easley, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Gordon, Graham, Grant, Grey, Gridley, Hart, Harvey, Hawes, Hay, Henry, Herting, Hite of St. Clair, Hildrup, Holles, Hollenback, Hopkins, Inacore, Jaques, Jackson, Jessup, Johnston, Jones, Kann, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Lietze, Loomis, Mann, Marsh, Massie, McAdams, McLaughlin, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moffett, Mulvane, Newton, Oleson, Pinnell, Plowman, Pyatt, Rice, Rankin, Ray, Rice, Rogers, Rountree, Savage, Sawyer, Scanlan, Scott, Senne, Sheridan, Smith, Snow, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Wayman, Webber, Webster, Westfall, Wicker, Wood, Wymore, Mr. Speaker—100.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Blakely, Casey, Connolly, Cullerton, Darnell, Dolan, Forth, Granger, Herrington, Hite of Madison, James, Moose, Neville, Oakwood, Quinn, Shaw, Stewart of Winnebago—18.

So the amendment was concurred in.

The Senate amendment to House bill, No. 580, for "An act to provide for the removal of the monument, tombstones and remains of certain members of the General Assembly of this State, who died and were buried at Vandalia, Illinois," was concurred in, yeas 94, nays 5.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Collins, Crawford, Crosby, Cullerton, Davis, Dement, Dewey, Ewing, Freeman, Gordon, Granger, Gridley, Hart, Harvey, Herrington, Herting, Hite of Madison, Hite of St. Clair, Hildrup, Holles, Hollenback, Hopkins, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Lietze, Loomis, Mann, Marsh, Massie, McAdams, McLaughlin, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Mulvane, Nulton, Oberly, Oleson, Orendorff, Pollock, Pyatt, Quinn, Rice, Ramey, Ray, Rogers, Rountree, Savage, Sawyer, Scanlan, Scott, Senne, Sheridan, Smith, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Walker, Wayman, Webber, Webster, Wicker, Wood, Mr. Speaker—94.

Those voting in the negative are,

Messrs. Connolly, Efner, Graham, Snow, Wymore—5.

So the Senate amendment was concurred in.

The Senate amendment to House bill, No. 648, for "An act to revise the law in relation to notices," was concurred in, yeas 105, nays 0.

**Those voting in the affirmative are,**

**Messrs.** Alexander of Crawford, Alexander of Montgomery, Armstrong of La Salle, Ballow, Blakely, Booth, Bradwell, Bryant, Bullard, Casey, Chambers, Collins, Crawford, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Dresser, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Granger, Grant, Gridley, Hart, Harvey, Hay, Herrington, Herting, Hite of St. Clair, Hildrup, Hoiles, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Lietze, Loomis, Mann, Marsh, Massie, McAdams, McLaughlin, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Mulvane, Nulton, Oakwood, Oberly, Oleson, Orendorff, Pinnell, Pollock, Pyatt, Quinn, Race, Ramey, Ray, Rice, Rogers, Savage, Scanlan, Scott, Senne, Sheridan, Sherman, Smith, Snow, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thornton, Truitt, Walker, Warner, Wayman, Webber, Webster, Westfall, Wicker, Wood, Wymore, Mr. Speaker—105.

**So the Senate amendment was concurred in.**

The Senate amendment to House bill, No. 231, for "An act to limit and determine the time for which counties, cities, townships towns and precincts, in this State, shall be liable and holden to issue aid for the building of any railroad, in pursuance of any vote taken in conformity to the laws of this State," was concurred in, yeas 100, nays 5.

**Those voting in the affirmative are,**

**Messrs.** Alexander of Crawford, Anderson, Armstrong of LaSalle, Barkley, Blakely, Bocock, Booth, Branson, Bryant, Bullard, Carpenter, Collins, Connolly, Crawford, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Dresser, Ewing, Ferrier, Flanders, Forth, Freeman, Gordon, Grant, Grey, Gridley, Hart, Harvey, Hawes, Henry, Hildrup, Hoiles, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Jessup, Johnston, Jones, Kase, Lane of DeWitt, Lewis, Leitze, Mann, Marsh, Massie, McAdams, McLaughlin, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Ray, Rice, Rogers, Rountree, Savage, Sawyer, Scanlan, Scott, Senne, Sheridan, Smith, Snow, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Warner, Wayman, Webber, Webster, Westfall, Wicker, Wood, Mr. Speaker—100.

**Those voting in the negative are,**

**Messrs.** Bradwell, Casey, Efner, Granger, Truitt—5.

**So the Senate amendment was concurred in.**

The Senate amendment to House bill, No. 476, for "An act to authorize the trustees of the Illinois State Hospital for the Insane, at Jacksonville, to sell and convey to said city of Jacksonville one and one-half acres of land for public water works," was concurred in—yeas, 105, nays 0.

**Those voting in the affirmative are,**

**Messrs.** Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Efner, Ferrier, Flanders, Forth, Freeland, Gordon, Graham, Grant, Grey, Gridley, Hart, Hawes, Hay, Henry, Herrington, Hildrup, Hoiles, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Johnston, Kann, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Mann, Massie, Moore of Marshall, Moore of Adams, Morrison, Moffett, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleson, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Rankin, Ray, Rice, Rogers, Rountree, Savage, Sawyer, Scott, Senne, Sheridan, Smith, Snow, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Warner, Webber, Webster, Wicker, Wood, Wymore, Mr. Speaker—105.

**So the Senate amendment was concurred in.**

**On motion of Mr. Hildrup,**

The Senate amendment to House bill, No. 203, for "An act to provide for fencing railroads, and to secure the safety of persons and property, their prompt transportation, the proper making up of trains, and the management and running of locomotive engines and cars," together with the bill, was referred to the committee on railroads.

**On motion of Mr. Stewart of Winnebago,**

The Senate amendment to House bill, No. 471, for "An act to amend section fifty-one (51) of an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the

fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872," together with the bill, was laid on the table.

The Senate message refusing to concur in the 'House amendment to Senate bill, No. 279, for "An act to revise the law in relation to the Secretary of State," was taken up.

Mr. Connolly moved that the House insist on said amendment and that a committee of conference, of three on the part of the House, be appointed by the Speaker.

Mr. Bradwell moved to refer the bill and amendment to the committee on judiciary; which was not agreed to.

The question recurring on the motion to insist on the said amendment, and appoint a conference committee, it was decided in the affirmative—yeas 60, nays 50.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of LaSalle, Ballow, Bishop of McHenry, Blakely, Bocock, Bullard, Cassedy, Chambers, Collins, Connolly, Darnell, Dolan, Dresser, Easley, Efner, Ewing, Ferrier, Forth, Freeland, Graham, Grant, Gridley, Hart, Hawes, Herrington, Hite of Madison, Hildrup, Hollenback, Jaques, Johnston, Kase, Lane of Hancock, Lewis, Mescham, Moore of Marshall, Newton, Oakwood, Oberly, Pinnell, Plowman, Rice, Rogers, Sawyer, Scott, Sheridan, Sherman, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thornton, Walker, Warner, Webber, Webster, Wicker, Wood, Mr. Speaker—60.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Barkley, Bradwell, Branson, Bryant, Casey, Carpenter, Crawford, Cronkrite, Davis, Dement, Gordon, Granger, Grey, Harvey, Hay, Henry, Hoiles, Jackson, James, Jones, Lane of DeWitt, Lietze, Loomis, Mann, Marsh, Massie, McAdams, McLaughlin, Middlecoff, Moors of Adams, Moose, Morrison, Moffett, Mulvane, Neville, Nulton, Oleson, Penfield, Pollock, Pyatt, Quinn, Race, Ramey, Ray, Rountree, Savage, Senne, Smith, Stroud, Thomas, Truitt, Wynore—54.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 12th day of February, 1874, laid before the Governor for his approval, viz:

House bill, No. 721, for "An act in regard to assessors and collectors in certain incorporated cities, and to extend the time for the assessment and collection of the county and State taxes therein for the year A. D. 1873."

House bill, No. 537, for "An act to repeal an act entitled 'an act to attach a portion of town nineteen (19) north, range twelve west, to town eighteen north, range twelve west, in Vermilion county, State of Illinois,' approved February 21, 1869."

The Speaker announced as the House members of the conference committee on amendments to Senate bill No. 279, Messrs. Connolly, Warner and Armstrong of Grundy.

Mr. Oberly announced that to-day was the anniversary of the birth of Abraham Lincoln, the patriot, statesman and martyr president, and moved that the House adjourn as a mark of respect to his memory and in recognition of his great services to his country; which was unanimously agreed to.

FRIDAY, FEBRUARY 13, 1874.

The House met, at the regular hour.

Prayer by the Rev. Mr. Everest.

The journal of yesterday was being read, when,

On motion of Mr. Smith,

The further reading of the same was dispensed with.

Mr. Smith (by consent), from the committee on printing, to which was referred House bill, No. 447, for "An act in relation to advertisements and notices," reported the same back, and recommended that the bill do not pass, and submitted as a substitute therefor, House bill, No. 842, for "An act in relation to advertisements and notices," and recommended that the substitute be passed.

The report of the committee was concurred in, and the bill laid on the table, the substitute read a first time, and ordered to a second reading.

Mr. Mann (by consent) introduced House bill, No. 853, for "An act to provide for the collection of taxes the collection of which has been prevented by injunction."

Which was read a first time, and referred to the committee on revenue.

Mr. Thomas (by consent) submitted the following :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

Your committee on appropriations, to whom was referred House bill, No. 687, for "An act making appropriation for the ordinary expenses of the Northern Hospital and Asylum for the Insane at Elgin," would respectfully beg leave to report the same back, with the recommendation that it pass.

The report of the committee was concurred in, and the bill ordered engrossed for a third reading.

Mr. Kase (by consent) introduced House bill, No. 844, for "An act compelling circuit, county and probate court clerks to record reports of sales made by masters in chancery and special commissioners."

Which was read a first time and ordered to a second reading.

Mr. Morrison (by consent) presented a petition from citizens of Fayette and Marion counties, asking for an amendment to the liquor law; which was referred to the committee on temperance.

Mr. Rountree (by consent), from the committee on municipal affairs, to which was referred House bill, No. 831, for "An act to enable the corporate authorities now or hereafter incorporated under an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1, 1872, to acquire by purchase or otherwise, establish, maintain, license and regulate ferries, bridges, the approaches thereto, and tolls thereon," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, and the bill read a second time, and ordered engrossed for a third reading.

The special order for this hour being the consideration of House bill, No. 682, for "An act to amend sections 3, 27 and 29 of an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' and



House bill, No. 686, for "An act to amend sections 24, 26, 27, 29, 78, 85, 86, 97 and 106 of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872," were taken up.

On motion of Mr. Johnston,

The bills were referred to the joint committee on revenue.

The special order for this hour, being the consideration of House bill, No. 603, for "An act to revise the law in relation to the department of agriculture, county agricultural boards and agricultural fairs," and

House bill, No. 665, for "An act to revise the law in relation to the department of agriculture, county agricultural boards and agricultural fairs," were taken up.

On motion of Mr. Moore of Marshall,

The further consideration of the bills was postponed, and made the special order for Thursday, February 19th.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 13th day of February, 1874, laid before the Governor for his approval, viz :

Senate bill, No. 338, for "An act making an appropriation for the ordinary expenses of the Southern Normal University."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 12th day of February, 1874, laid before the Governor for his approval, viz :

House bill, No. 648, for "An act to revise the law in relation to notices."

House bill, No. 580, for "An act to provide for the removal of the monument, tombstones, and remains of certain members of the General Assembly of this State, who died and were buried at Vandalia, Illinois."

A message from the Governor, by Philo J. Beveridge, Private Sec'y:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

House bill, No. 537, for "An act to repeal an act entitled 'an act to attach a portion of town 19 north, range 12 west, to town 18 north, range 12 west, in Vermilion county, State of Illinois,' approved February 21, 1859."

House bill, No. 721, for "An act in regard to assessors and collectors in certain incorporated cities, and to extend the time for the assessment and collection of the county and State taxes therein, for the year A. D. 1873."

Senate bill, No. 400, for "An act to enable cemetery companies to sell and convey land not required for burial purposes.

Senate bill, No. 230, for "An act to amend an act entitled 'an act in regard to practice in courts of record.'"

Senate bill, No. 445, for "An act to revise the law in relation to the criminal court of Cook county."

Mr. Hay (by consent) submitted the following report :

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred Senate bill, No. 403, for "An act to revise the law in relation to liens," report the same back, with amendments, and recommend the passage of the bill as amended.

The report of the committee was concurred in, the bill read a second time, and the amendments adopted.

Mr. Henry submitted the following:

Add to section 3: "*Provided*, that every person, in order to avail themselves of the benefits of the provisions of this act, shall, within thirty days after they have commenced such labor, or to furnish any material, give notice of the same, in writing, over their signatures, which notice shall state for whom they are doing such work, or furnishing such material, and describe the premises on which work is done or material furnished, and have the same recorded in the office of the circuit court of the county where the premises are located."

Which was not adopted.

Mr. Pollock submitted the following amendment:

Amend section 1, by inserting after the word "implied," in line 2, the words "or partly expressed and partly implied."

Which was adopted.

The bill was then ordered to a third reading.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 359, for "An act to revise the law in regard to estrays."

Senate bill, No. 450, for "An act to revise the law in relation to dower."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit:

*Resolved by the House of Representatives, the Senate concurring herein, That the Secretary of State be requested to cause a sufficient number of copies of the act concerning jurors to be printed, to furnish each court of record in this State one copy, and that he forward the same to the clerks thereof.*

Leave of absence was granted to Mr. Pollock.

Senate messages being in order, the Senate message refusing to concur in the House amendment to Senate bill, No. 45, for "An act in regard to the dissolution of insurance companies," was taken up.

Mr. Mann moved that the House recede from the amendment; which was agreed to, yeas 96, nays 4.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Blakely, Bocock, Booth, Branson, Bryant, Bullard, Cassey, Carpenter, Collins, Crawford, Cronkrite, Crosby, Darnell, Dement, Dewey, Dolan, Easley, Efner, Flanders, Forth, Gordon, Graham, Granger, Gridley, Hart, Harvey, Hay, Henry, Herrington, Hite of St. Clair, Hildrup, Holles, Hollenback, Hopkins, Jackson, Jessup, Johnston, Jones, Kann, Lane of Hancock, Lewis, Loomis, Mann, Marsh, Massie, McLaughlin, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Neville, Newton, Oakwood, Penfield, Pinnell, Pratt, Quinn, Race, Ramey, Ray, Rice, Rountree, Savage, Scanlan, Scott, Senne, Shaw, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Streator, Taggart, Thomas, Thornton, Truitt, Warner, Washburn, Wayman, Webber, Westfall, Wicker, Wood, Wymore, Mr. Speaker—96.

Those voting in the negative are,

Messrs. Casey, Inacore, Oberly, Webster—4.

The Senate message reporting a memorial to Congress asking for an appropriation to build a canal from the Illinois river to Rock Island on the Mississippi river, was taken up.

Mr. Johnston moved to refer the memorial to the committee on agriculture and horticulture; which was agreed to.

Mr. Hite of St. Clair (by consent) submitted the following report :

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred House bill, No. 741, for "An act in relation to courts of record in cities," report the same back to the House, with amendments, and recommend the passage of the bill as amended.

The report of the committee was concurred in, the amendments adopted, and the bill ordered engrossed for a third reading.

Mr. Westfall (by consent), from the committee on fees and salaries, to which was referred House bill, No. 825, for "An act to amend section twelve of an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872," reported the same back, and recommended that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

A message from the Governor, by Philo J. Beveridge, Private Sec'y:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

House bill, No. 580, for "An act to provide for the removal of the monument, tombstones, and remains of certain members of the General Assembly of this State, who died and were buried at Vandalia, Illinois."

House bill, No. 648, for "An act to revise the law in relation to notices."

Senate bill, No. 338, for "An act making an appropriation for the ordinary expenses of the Southern Normal University."

Senate bills on third reading being in order,

Senate bill, No. 451, for "An act to revise the law in relation to frauds and perjuries," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 106, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocock, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Collins, Connolly, Crawford, Crosby, Darnell, Dement, Dewey, Dolan, Easley, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Hart, Harvey, Hawes, Herrington, Hildrup, Hollis, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Lietze, Loomis, Mann, Marsh, Massie, Middlecoff, Moore of Marshall, Moore of Adams, Moose, Morrison, Mulvane, Neville, Newton, Oberly, Orendorff, Pensfeld, Pinnell, Plowman, Pyatt, Quinn, Race, Ramey, Ray, Rice, Rogers, Rountree, Savage, Scanlan, Scott, Sennet, Shaw, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Washburn, Webber, Webster, Wicker, Wood, Wymore—106.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 452, for "An act to revise the law in relation to fugitives from justice," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 108, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Blakely, Boccock, Bradwell, Branson, Bryant, Bullard, Casey, Cassedy, Carpenter, Collins, Connolly, Crawford, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Hart, Harvey, Hay, Henry, Herrington, Hite of Madison, Hite of St. Clair, Holles, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Jessup, Johnston, Jones, Kann, Kase, Lane of Hancock, Lane of DeWitt, Lietze, Loomis, Mann, Massie, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Morrison, Mulvane, Neville, Newton, Oakwood, Oberly, Oleson, Orendorff, Penfield, Pinnell, Plowman, Pyatt, Race, Ramey, Rankin, Ray, Rogers, Rountree, Savage, Scott, Senne, Shaw, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Washburn, Wayman, Wicker, Wood, Wymore, Mr. Speaker—108.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 443, for "An act to revise the law in relation to the supreme court," was read a third time.

Mr. Casey moved to refer the bill to the committee on civil service and retrenchment.

On motion of Mr. Oberly,

The previous question was ordered.

The question being on the motion to refer the bill to the committee on civil service and retrenchment, it was decided in the negative, yeas 60, nays 64—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Bishop of McHenry, Blakely, Casey, Crawford, Crosby, Dement, Dolan, Efner, Forth, Graham, Grant, Hart, Harvey, Herrington, Hite of Madison, Hite of St. Clair, Hildrup, Holles, Hollenback, Inscore, Jaquess, James, Jessup, Kase, Lemma, Lewis, Lietze, Loomis, Mann, Marsh, McLaughlin, Middlecoff, Mitchell, Moore of Marshall, Morse, Morrison, Mulvane, Neville, Newton, Oberly, Pyatt, Quinn, Ray, Savage, Scanlan, Scott, Sherman, Smith, Soule, Stewart of McLean, Truitt, Walker, Webber, Wood, Wymore—60.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Ballow, Boccock, Bradwell, Branson, Bryant, Bullard, Cassedy, Carpenter, Collins, Connolly, Cullerton, Darnell, Dewey, Ewing, Ferrier, Flanders, Freeland, Freeman, Gordon, Granger, Grey, Gridley, Hay, Herting, Hopkins, Jackson, Johnston, Jones, Kann, Lane of Hancock, Lane of DeWitt, Massie, Meacham, Moore of Adams, Moffett, Oakwood, Oleson, Orendorff, Penfield, Pinnell, Plowman, Race, Ramey, Rankin, Rountree, Senne, Shaw, Sheridan, Snow, Starr, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Thornton, Warner, Washburn, Webster, Westfall, Wicker, Mr. Speaker—64.

So the motion to refer was not agreed to.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit:

WHEREAS, this General Assembly has undertaken to complete the revision of the Statutes begun by the 27th General Assembly; and whereas numerous amendments to the revenue law of 1871-72 have been made by this assembly to said revenue laws, and various bills and resolutions proposing further material changes in said law have been introduced into both houses of this assembly, and are now pending before said committee; and whereas it is specially desirable, in view of said revision, that the Statutes upon the different subjects embraced therein shall be as compact, concise and clear as possible; therefore,

Resolved by the House, the Senate concurring therein, That the revenue committee of the House and of the Senate be and are hereby instructed to jointly prepare a bill revising and consolidating all the various acts now in force on the subject of revenue, embodying therein so much of the matter of the various bills and resolutions now pending before them, and such other provisions, as in their judgment may be advisable; and that they report said joint bill to their respective houses at the earliest practicable moment.

With the following amendment thereto:

Amend by striking out all after the word "prepare," in the 4th line of the resolution, and insert the following: "and report to their respective

houses, by bill, such amendments to the present revenue law as in their judgment are necessary and advisable."

In the adoption of which amendment I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Ray,

At 12:18 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

## TWO THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 454, for "An act to revise the law in relation to *habeas corpus*."

Senate bill, No. 456, for "An act to revise the law in relation to injunction."

Senate bill, No. 465, for "An act to revise the law in relation to the State militia."

Senate bill, No. 466, for "An act to revise the law in relation to pardons."

Senate bill, No. 477, for "An act to revise the law in relation to toll bridges."

Senate bill, No. 479, for "An act to revise the law in relation to universities, colleges, academies and other institutions of learning."

Senate bill, No. 480, for "An act to revise the law in relation to the vacation of streets, alleys and public grounds."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

The House resumed the unfinished business of this morning, being the consideration of Senate bill, No. 443, for "An act to revise the law in relation to the supreme court."

On motion of Mr. Herrington,

The previous question was ordered.

The bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative, yeas 64, nays 57.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Ballow, Boccock, Bradwell, Branson, Bryant, Cassidy, Collins, Connolly, Darnell, Dement, Dewey, Easley, Ewing, Ferrier, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grey, Gridley, Hay, Herting, Hopkins, Jackson, Johnston, Jones, Kann, Lane of Hancock, Lane of DeWitt, Marsh, Mescham, Moore of Adams, Moffett, Nulton, Oakwood, Orendorf, Penfield, Plowman, Race, Ramey, Raukin, Rice, Rogers, Senne, Shaw, Sheridan, Snow, Starr, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Thornton, Warner, Wayman, Webster, Westfall, Wicker, Mr. Speaker—64.

Those voting in the negative are,

Messrs. Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Bishop of McHenry, Blakely, Booth, Bullard, Casey, Carpenter, Crawford, Crosby, Cullerton, Dolan, Efner, Flanders, Forth, Hart, Harvey, Herrington, Hite of St. Clair, Hildrup, Holles, Hollenback, Inscore, Jaquess, James, Jessup, Kane, Lemma, Lietze, Mann, McLaughlin, Mitchell, Moore of Marshall, Morrison, Mulvane, Newton, Oberly, Olson, Pyatt, Quinn, Ray, Rountree, Savage, Scanlan, Scott, Sherman, Smith, Soule, Stewart of McLean, Truitt, Walker, Washburn, Webber, Wood, Wymore—57.

So the bill, not having received the number of votes required by the constitution, was declared lost.

Mr. Rountree moved to reconsider the vote by which the bill was lost; which was agreed to.

Mr. Bradwell moved to recommit the bill to the committee on judiciary, with instructions to so amend the bill as to provide for four terms of the supreme court a year: one at Chicago, one at Ottawa, one at Springfield, one at Mt. Vernon; which was not agreed to.

On motion of Mr. Armstrong of LaSalle,

The bill was recommitted to the joint committee on revision.

Mr. Inscore entered a motion to reconsider the vote by which the House concurred in the Senate amendment to House bill, No. 231, for "An act to limit and determine the time for which counties, cities, townships towns and precincts, in this State, shall be liable and holden to issue aid for the building of any railroad, in pursuance of any vote taken in conformity to the laws of this State."

On motion of Mr. Rountree,

The rules were suspended, and House bills on third reading taken up.

House bill, No. 685, for "An act to revise the law in relation to escheats," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative, yeas 101, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Bishop of McHenry, Blakely, Bocoek, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Collins, Crawford, Crosby, Cullerton, Dement, Dewey, Easley, Efner, Flanders, Freeland, Freeman, Golden, Gordon, Graham, Grainger, Gridley, Hart, Hay, Herting, Hite of Madison, Hildrup, Hoiles, Hollenback, Jaquess, Jackson, James, Johnston, Jones, Kaun, Kase, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Leitze, Mann, Marsh, Massie, McLaughlin, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Moffett, Mulvane, Newton, Oakwood, Oberly, Orendorff, Penfield, Plowman, Pyatt, Quinn, Race, Ramey, Ray, Rice, Rogers, Rountree, Savage, Scaulan, Scott, Senne, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streetor, Stroud, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Washburn, Wayman, Webber, Westfall, Wicker, Wymore, Mr. Speaker—101.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on February 12th, 1874:

House bill, No. 808, for "An act to amend sections six (6), seven (7) and nine (9) of an act entitled 'an act in regard to the completion of public parks, and the management thereof,' approved June 16, 1871, and to repeal section seventeen (17) of said act, and to add two sections thereto."

House bill, No. 425, for "An act making an appropriation for the benefit of the State Board of Agriculture, and of county agricultural boards."

House bill, No. 641, for "An act to revise the law in relation to ferries."

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 492, for "An act in regard to horse and dummy railroads."

Senate bill, No. 482, for "An act to revise the law in relation to weights and measures."

Senate bill, No. 468, for "An act to revise the law in relation to *quo warranto*."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

House bill, No. 719, for "An act to enable cities and villages to establish and regulate cemeteries," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 94, nays 3.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Booth, Branson, Bryant, Bullard, Casey, Carpenter, Collins, Crawford, Crosby, Darnell, Dement, Dewey, Dolan, Easley, Efner, Flanders, Freeland, Freeman, Golden, Gordon, Granger, Gridley, Hart, Harvey, Hay, Herrington, Herting, Hite of St. Clair, Hildrup, Holles, Hollenback, Inscore, Jaques, Jackson, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lemma, Lewis, Lietze, Mann, Massie, McLaughlin, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Mulvane, Newton, Oakwood, Oberly, Orendorff, Penfield, Plowman, Quinn, Race, Ramey, Ray, Rice, Rogers, Rountree, Savage, Scott, Seune, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Truitt, Walker, Warner, Webster, Westfall, Wicker, Wood, Wymore, Mr. Speaker—94.

Those voting in the negative are,

Messrs. Cullerton, Marsh, Thornton—3.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 722, for "An act extending the time for the collection of the taxes on the assessments for the year A. D. 1873, and delinquent and omitted taxes on the assessment books for said year," was read a third time.

The bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 44, nays 60.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Casey, Collins, Connolly, Crosby, Efner, Ewing, Forth, Gordon, Harvey, Herrington, Hite of Madison, Hite of St. Clair, Holles, Hollenback, Jaques, Jackson, Johnston, Lewis, Lietze, Marsh, McAdams, Meacham, Middlecoff, Mitchell, Neville, Newton, Nulton, Oakwood, Penfield, Pyatt, Ramey, Rankin, Rice, Rogers, Savage, Scott, Sheridan, Soule, Stroud, Walker, Webber, Westfall, Wicker—44.

Those voting in the negative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bishop of McHenry, Blakely, Bocock, Booth, Bradwell, Bryant, Bullard, Cassidy, Carpenter, Crawford, Cullerton, Darnell, Dement, Dewey, Dolan, Flanders, Freeland, Freeman, Graham, Granger, Gridley, Hart, Hay, Herting, Hopkins, Jones, Kase, Lane of Hancock, Mann, Massie, McLaughlin, Moore of Marshall, Moore of Adams, Morrison, Muffett, Mulvane, Quinn, Ray, Rountree, Scanlan, Seune, Smith, Snow, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Truitt, Washburn, Webster, Wood, Wymore, Mr. Speaker—60.

The bill, not having received the number of votes required by the constitution, was declared lost.

A message from the Senate by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 528, for "An act to reimburse the county of McLean the sum of four thousand eight hundred and fifty dollars, in abatement of taxes for the year 1872."

Senate bill, No. 524, for "An act to provide for the laying of water supply pipe by bonds and special assessment, payable in installments."

Senate bill, No. 474, for "An act to revise the law in relation to county surveyors, and the custody of the United States field notes."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of their amendments to a bill of the following title, to wit :

Senate bill, No. 360, for "An act in regard to forcible entry and detainer."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 13th day of February, 1874, laid before the Governor for his approval, viz :

House bill, No. 467, for "An act to authorize the trustees of the Illinois State Hospital for the Insane, at Jacksonville, to sell and convey one and one-half acres of land to said city of Jacksonville for public water works."

House bill, No. 463, for "An act to promote the science of medicine and surgery in the State of Illinois."

House bill, No. 336, for "An act to amend section 2 of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872."

House bill, No. 641, for "An act to revise the law in relation to ferries," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 96, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Boccock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Collins, Connolly, Crawford, Crosby, Cullerton, Daruel Dement, Dewey, Easley, Efner, Ewing, Forth, Freeland, Freeman, Gordon, Graham, Granger, Gridley, Hart, Hay, Hite of Madison, Hite of St. Clair, Hollenback, Inscore, Jaquess, Jackson, Johnston, Jones, Kase, Lane of Hancock, Lewis, Lietze, Mann, Marsh, Massie, McAdams, McLaughlin, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moffett, Mulvane, Newton, Nulton, Oberly, Oleson, Orendorff, Plowman, Pyatt, Quinn, Ramey, Rankin, Ray, Rice, Rogers, Rountree, Savage, Scanlan, Scott, Senne, Shaw, Sheridan, Sherman, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Strond, Taggart, Thomas, Truitt, Walker, Warner, Washburn, Wayman, Webster, Wicker, Wood, Wymore, Mr. Speaker—96.

Mr. Neville voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 778, for "An act to amend section one of 'an act to revise the law in relation to the State Treasurer,' approved April 23, 1873," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 71, nays 38.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of LaSalle, Ballow, Bishop of McHenry, Blakely, Boccock, Booth, Bradwell, Bryant, Bullard, Casey, Cassidy, Collins, Crawford, Cullerton, Daruel, Dewey, Dolan, Efner, Flanders, Forth, Freeman, Gordon, Graham, Gridley, Hart, Hay, Herrington, Hite of Madison, Jaquess, Jackson, Johnston, Lietze, Mann, McLaughlin, Middlecoff, Moore of Adams, Moffett, Mulvane, Oberly, Oleson, Penfield, Pyatt, Quinn, Race, Ramey, Rankin, Ray, Rogers, Rountree, Savage, Scanlan, Scott, Senne, Sheridan, Sherman, Snow, Stewart of Winnebago, Streeter, Stroud, Taggart, Thornton, Truitt, Warner, Wayman, Webber, Webster, Wicker, Wymore—69.

Those voting in the negative are,

Messrs. Armstrong of Grundy, Branson, Carpenter, Connolly, Crosby, Easley, Freeland, Granger, Herting, Hite of St. Clair, Hollenback, Hopkins, Inscore, James, Jessup, Jones, Kase, Lane of Hancock, Lewis, Marsh, Massie, Meacham, Mitchell, Moore of Marshall, Neville, Newton, Oakwood, Orendorff, Pinell, Plowman, Shaw, Smith, Soule, Starr, Stewart of McLean, Thomas, Walker, Wood—38.

The bill not having received the number of votes required by the constitution, was declared lost.



On motion of Mr. Armstrong of LaSalle,  
The vote by which the bill was lost was reconsidered.

On motion of Mr. Hopkins,  
The bill was referred to the committee on finance.

House bill, No. 743, for "An act entitled 'an act to secure to clergymen of all denominations free access to the penitentiary at Joliet, and all other penal, reformatory and charitable institutions in the State of Illinois,'" was read a third time.

And the bill and all amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 86, nays 18.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bishop of McHenry, Blakely, Bradwell, Bryant, Bullard, Casey, Cassedy, Carpenter, Collins, Connolly, Crosby, Cullerton, Darnell, Dewey, Dolan, Easley, Efner, Flanders, Forth, Freeman, Gordon, Graham, Granger, Gridley, Hart, Herrington, Herting, Hite of St. Clair, Hildrup, Holles, Hollenback, Inscore, Jaquess, Jackson, James, Jessup, Johnston, Kann, Kase, Lewis, Lietze, Mann, Marsh, McAdams, McLaughlin, Meacham, Middlecoff, Moore of Marshall, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Penfield, Pinnell, Plowman, Pyatt, Quinn, Rice, Rogers, Rountree, Savage, Senne, Sheridan, Sherman, Smith, Soule, Stewart of Winnebago, Streeter, Stroud, Thomas, Thornton, Truitt, Walker, Washburn, Wayman, Webber, Wicker, Wood, Wymore—56.

Those voting in the negative are,

Messrs. Bocock, Crawford, Ewing, Freeland, Hopkins, Jones, Lane of Hancock, Massie, Moffett, Mulvane, Race, Rankin, Scott, Shaw, Snow, Stewart of McLean, Taggart, Webster—18.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Herrington (by consent) submitted the following:

*Resolved*, That the printing committee, in addition to the instructions heretofore given by this House, be further instructed to inquire why there was no competition in bidding for the present printing contract, and report whether there was any undue influences, by use of money or otherwise, to prevent any person or persons from bidding, and if so, how much money was paid, to whom paid, and by whom paid.

Mr. Mann moved to refer the resolution to the committee on printing; which was not agreed to.

The question then being on the adoption of the resolution, it was decided in the affirmative.

House bill, No. 735, for "An act to amend section 40 of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 96, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Blakely, Bocock, Bradwell, Brauson, Bryant, Bullard, Casey, Collins, Connolly, Crawford, Crosby, Cullerton, Darnell, Dewey, Dolan, Easley, Efner, Ewing, Forth, Freeland, Graham, Granger, Grey, Gridley, Hart, Herrington, Herting, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Jaquess, Jackson, Jessup, Johnston, Jones, Kann, Kase, Lane of Hancock, Lewis, Lietze, Mann, Marsh, Massie, McAdams, McLaughlin, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Mulvane, Newton, Nulton, Oakwood, Oberly, Orendorff, Penfield, Pinnell, Plowman, Pyatt, Quinn, Race, Rankin, Ray, Rice, Rountree, Savage, Scott, Senne, Shaw, Sheridan, Sherman, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Webber, Webster, Wicker, Wood, Wymore, Mr. Speaker—96.

Mr. Inscore voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

On motion of Mr. Jones,

At 5 o'clock P. M. the House adjourned to 10 o'clock A. M. to-morrow.

SATURDAY, FEBRUARY 14, 1874.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Everest.

The journal of yesterday was being read, when,

On motion of Mr. Kase,

The further reading of the same was dispensed with.

Mr. Casey (by consent), from the committee on federal relations, to which was referred a memorial in relation to the Kansas Pacific Railway Company, reported the same back, and recommended that it be laid on the table, and submitted the following:

WHEREAS, by act approved July 1, 1862, commonly known as the Pacific Railroad Act, the Congress of the United States provided for a main line of railroad and telegraph, to be built by the Union Pacific Railroad Company, incorporated by said act, from a point on the one hundredth meridian of longitude west from Greenwich to the west line of Nevada Territory, and to connect through to the Pacific Ocean; and said act of Congress also provided for several branches, to extend eastwardly from the initial point of said railroad: one to Kansas City, one to St. Joseph, and one to Sioux City on the Missouri river; and said Union Pacific Railroad and its branches having received subsidies in lands and bonds from the United States, and the companies having accepted the several acts of Congress incorporating and providing for said road and branches, are subject to the same in all their provisions;

And whereas, by the 12th section of said act of Congress of July 1, 1862, it is provided that "the whole line of said railroad and branches and telegraph shall be operated and used for all purposes of communication, travel and transportation, so far as the public and the government are concerned, as one connected, continuous line;" and by the 15th section of the amendatory act of July 3, 1864, it is provided that "the several companies hereby authorized to construct the aforesaid roads are hereby required to operate and use said roads and telegraph for all purposes of communication, travel and transportation, so far as the public and the government are concerned, as one continuous line, and in such operation and use to afford and secure to each equal advantages and facilities as to rates, time and transportation, without any discrimination of any kind in favor of the road or business of any or either of said companies, or adverse to the road or business of any or either of the others;

And whereas, by the 9th section of said act of July, 1864, it is provided that "any company authorized by this act to construct its road and telegraph line from the Missouri river to the initial point aforesaid (100th meridian), may construct its road and telegraph line so as to connect with the Union Pacific Railroad at any point westwardly of such initial point, in case such company shall deem such western connection more practicable or desirable." And by the act amendatory of said acts, approved July 3, 1864, the Kansas Pacific Railway Company, one of said branches, (then known as the Union Pacific Railway Company, Eastern Division,) was required to connect its road with the Union Pacific Railroad at a point not more than fifty miles west of the meridian of Denver: and by the act of Congress, approved March 3, 1869, the said Kansas Pacific Railway Company was required to connect its road with the Union Pacific Railroad at Cheyenne, in Wyoming Territory, as a branch of the said Union Pacific Railroad, and was authorized to contract with the Denver Pacific Railway Company to construct and put in operation that part of its line between Denver and Cheyenne; and Congress took care to provide in said act that "all provisions of law for the operation of the Union Pacific Railroad, its branches and connections, as a continuous line without discrimination, shall apply the same as if the road from Denver to Cheyenne had been constructed by the said Union Pacific Railway Company, Eastern Division," (now Kansas Pacific Railway Company;) which connection at Cheyenne having been accomplished in the year 1870, the whole line has been and is now operated by the Kansas Pacific Railway Company as a continuous branch of the Union Pacific Railroad, from Cheyenne, in Wyoming, to Kansas City, in Missouri, pursuant to the acts of Congress aforesaid;

And whereas, the said Kansas Pacific Railway Company having thus constructed and put in operation about seven hundred and forty-five miles of first class railroad, extending from Kansas City, in Missouri, to a connection with the Union Pacific Railroad at Cheyenne, in Wyoming, as provided for and required in the acts of Congress, the people of the several states and territories are entitled by law to uniform rates of freight and passage eastward and westward over the Union Pacific Railroad, and over the Kansas Pacific Railway as a branch thereof, without discrimination of any kind in favor of the road or business of either of said companies, or adverse to the road or business of either of them. And any discrimination by the Union Pacific Railroad Company against freight and passenger traffic from the Kansas Pacific Railway, destined to points on the Union Pacific Railroad west of Cheyenne, or to points beyond the western terminus of said last named road, as also any discrimination against eastward bound freight and passenger traffic from points west of Cheyenne, and destined to points on the Kansas Pacific Railway, or east of its eastern terminus, is in violation of the laws of the United States and injurious to the people, who are by law entitled to uniform rates of freight and passage over said Union Pacific Railroad and branches. And any such discrimination by the Kansas Pacific Railway against freight and passenger traffic to or from the Union Pacific Railroad, is alike in violation of law and injurious to the people;

And whereas, the People of the State of Illinois are largely interested in commerce and intercourse with the vast and rapidly developing regions traversed by the Union Pacific Railroad and branches, and, together with the people of adjacent states, are entitled to all the benefits of the uniform rates and choice of routes which were intended and provided for in the acts of Congress organizing and subsidizing said railroads: therefore,

*Resolved by the House of Representatives, the Senate concurring therein,* That our Senators be instructed and our Representatives in Congress be requested to urge upon the consideration of their respective houses such legislation as will secure to the People of the United States those equal advantages and facilities as to rates, time and transportation on the Union Pacific Railroad and the several branches

thereof, which are reserved and guaranteed to them as a chief part of the consideration to be given by the companies for the grant of lands and bonds so generously given to them by Congress.

*Resolved*, That the Secretary of State be instructed to forward a copy of the foregoing preamble and resolution to each of the Senators and Representatives in Congress from this State.

And recommended that the resolution be adopted.

The report of the committee was concurred in, the memorial laid on the table, and,

On motion of Mr. Bradwell,

The resolution was ordered printed.

On motion of Mr. Sherman,

Senate bill, No. 465, for "An act to revise the law in relation to the State militia,"

Was taken up, read a first time, and referred to the committee on militia.

On motion of Mr. Sherman,

House bill, No. 411, for "An act to provide for the enrollment of the militia, for the organization of the national guard of the State of Illinois, and for the public defense, and entitled 'The Military Code,'"

Was taken up and referred to the committee on militia.

On motion of Mr. Moore of Marshall,

House bill, No. 792, for "An act to authorize incorporated cities, towns or villages in this State, situated upon the banks of navigable rivers, to lease parts of their public landings or levees,"

Was taken up, read a second time, and ordered engrossed for a third reading.

On motion of Mr. Plowman,

House bill, No. 670, for "An act to amend section 128 of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872, in force July 1, 1872,"

Was taken up and read a second time.

Mr. Ronntree submitted the following amendment :

Insert after the word "city," in line 6, the words: "when the proper authorities thereof shall have certified to the county clerk the amount of taxes they require."

Which was adopted.

The bill was then ordered engrossed for a third reading.

Mr. Cullerton (by consent) introduced House bill, No. 845, for "An act to authorize corporations to increase or diminish the number of persons constituting its board of directors or managers, and to change their terms of office."

Which was referred to the committee on corporations.

Mr. Armstrong of LaSalle submitted the following :

SPRINGFIELD, *February 11, 1874.*

*To the Speaker and Members of the House of Representatives :*

Your committee on canal and river improvements, to whom was referred House bill, No. 793, for "An act making an appropriation to pay off the indebtedness of the Little Wabash River Improvement," having duly considered the same, beg leave to report it back, with the recommendation that it do not pass.

In so doing, your committee would also beg leave to report the subjoined extract from their proceedings, as the evidence upon which their recommendation is based; also the written statement of ex-commissioner Hickox.

House bill No. 793 being under consideration, the chairman requested Mr. Utley, one of the canal commissioners, to give his ideas thereon.

MR. UTLEY. The bill passed in 1869 for the improvement of the Little Wabash river, and the Little Wabash Navigation and Manufacturing Company appropriated \$35,000, conditional that if that amount would complete the work and pay the debts, the commissioners were authorized to complete the work. On examination of the premises, we came to the conclusion that it could not be done for that amount. There was a first mortgage of \$10,000, about \$3,000 of mechanics' liens, and a second mortgage of \$10,000. In consultation with the people and the stockholders of the Little Wabash Navigation and Manufacturing Company, and the owners of the first and second mortgages, they fixed upon this plan: that they release the second mortgage entirely. They did release the second mortgage with this understanding: that whatever money there was left should be paid over to the owners of that mortgage, *pro rata*. We paid the first mortgage and mechanics' liens, and completed the work, and then paid the second mortgage to the amount of \$7,000. We took the ground that we could not complete the work and pay all the debts, but with the understanding already mentioned we undertook the work, and did pay over 70 per cent. of the second mortgage, leaving a few dollars in the hands of the commissioners.

MR. DOLAN. Was it your understanding that they were to be satisfied?

MR. UTLEY. They were very much pleased to have that. We did not expect to pay them 70 per cent. They released the mortgage entirely upon our promise to pay over the money that was left, and we did pay it over, and it amounted to 70 per cent.

MR. WICKER. Was that, by yourself and the other commissioners, considered to be a full discharge?

MR. UTLEY. Yes, sir; and by all the creditors. We declined to go on with the work unless it was released in some manner, and they did release it. The report of the canal commissioners of December 1, 1870, says:

"Under the provisions of 'An act to aid in the improvement of the Little Wabash river,' approved February 25, 1869, the Board of Canal Commissioners were required to take charge of the lock and dam partially built in the Little Wabash river at New Haven, in the county of Gallatin, provided the Little Wabash Navigation and Manufacturing Company should convey the whole property to the State. The sum of thirty-five thousand dollars was appropriated for completing the lock and dam, and for the discharge of any liens on said lock and dam for any labor or material furnished, or any money heretofore expended thereon and still due and unpaid.

On the 10th day of April, 1869, the stockholders of the Little Wabash Navigation and Manufacturing Company, by a vote of more than two-thirds of their whole number, decided to convey to the State the entire property of the company, as contemplated in section two of the act above referred to—of which action the Board of Canal Commissioners was duly notified. At a meeting of the Board, held at New Haven on the 19th day of May, 1869, an investigation of the affairs of the company showed that the appropriation of thirty-five thousand dollars was insufficient to finish the work and discharge all the liens on the property—said liens consisting of a first mortgage, to James Handmore, for nine thousand dollars (\$9,000)—of the original purchase money,

with ten per cent. interest from January 1st, 1869; a second mortgage to James Fackney and twenty-one others, for the sum of ten thousand and eighty-one dollars and forty-one cents (\$10,081 41), with ten per cent. interest from the first day of December, 1868, and the liens of the contractors for material and work, estimated at ten thousand dollars (\$10,000)—making a total, exclusive of interest, of twenty-nine thousand and eighty-one dollars and forty-one cents (\$29,081 41), to which the costs for the completion of the work, eight thousand dollars (\$8,000), as estimated, must be added. Therefore, it was decided that unless the State could get a clear title to the property, free from all liens, that the appropriation could not be used for the object designed. Our board then proposed to the holders of the second mortgage that if they would release their claims on the property, so that the State could get a perfect title, that upon the completion of the work, and the payment of all other liens upon the property, the balance of the appropriation should be divided among them *pro rata*. This proposition was acceded to by fifteen of them, aggregating eight thousand two hundred and seventy-five dollars and sixty-one cents (\$8,275 61); whereupon a deed to the property, under date of June 9, 1869, was duly executed to the State, and the work on the lock and dam was renewed, and the same completed and opened for business on the first day of December, 1869.

"James Ford, of New Haven, was appointed Superintendent, Collector of Tolls, and Lock-tender, at a compensation of one-third of the gross tolls collected.

"The water-power created by the construction of the dam was leased on the first day of December, 1869, to James Ford and A. Hess, for the particulars of which reference is made to the lease filed in your office on the 15th day of December, 1869, marked "A." The deed from the Little Wabash Navigation and Manufacturing Company to the State, marked "B," and the abstract of title to the property, marked "C," were filed in your office at the same date, to which you are respectfully referred.

"The disbursements of the thirty-five thousand dollars which was appropriated, have been as follows:

To contractors, for balance due, and finishing the work.....	\$17,063 25
Paid first mortgage and interest, in full.....	9,450 00
" seven of second mortgages and interest, in full.....	1,889 30
" 70 per cent. paid on \$8,275 61, held by fifteen of the second mortgagees.....	5,792 92
" engineering.....	298 91
" contingent expenses.....	473 70
" balance on hand.....	32 02

\$35,000 00

"For the particulars of which you are referred to the Treasurer's current statement herewith, marked "E."

"From the foregoing it will be seen that the appropriation lacked two thousand four hundred and sixty-two dollars and eighty-nine cents (\$2,462 89) of principal, and eight hundred and twenty-seven dollars and fifty-six cents (\$827 56) of interest, to December 1, 1869—in all three thousand three hundred and ten dollars and twenty-five cents, (\$3,310 25), less thirty-two dollars and two cents (\$32 02) of that fund on hand, of accomplishing all that was intended by the law making the same.

"From the time the work was opened for business, which was on the 1st day of December, 1869, the navigation of the river continued good until the 24th day of June, 1870, nearly seven months—at the end of

which time there was an immense flood in the river, which partially removed one of the cribs below the lock, and filled the channuel entrance, or race, to the lock, with loose stone and gravel, so as to entirely suspend navigation.

"The crib has been replaced and the channel cleared out; but owing to extreme low water in the Big Wabash River, the navigation of the Little Wabash had not been resumed at the last dates from there.

"The gross amount of tolls collected, since the work has been opened for business, is \$2,076 69—of which \$1,481 95 has been on inward business, and \$594 74 on outward, as shown in the following

TABLE OF RECEIPTS.

Year.	Month.	Outward.	Inward.	Total.
1869	December.....	\$93 43	\$298 36	\$391 79
1870.	January.....	61 74	111 81	174 55
"	February.....	84 11	391 77	475 88
"	March.....	170 12	310 51	480 63
"	April.....	92 36	260 55	352 91
"	May.....	14 55	86 88	101 43
"	June.....	78 43	112 07	190 50
	Seven months.....	\$594 74	\$1,481 95	\$2,076 69

"By the current account of the Treasurer, ("Little Wabash River Fund") herewith, marked "E," it will be seen that there is a balance in his hands of \$984 58, subject to the disposition of the legislature.

"At the time the work was completed there was left over about twenty thousand feet (board measure) of square oak timber, which was the property of the State. The State had also become the owner of an old mill, known as the "Handmore mill."

"At a meeting of the board, held at New Haven on the first day of June last, it was decided to build two cribs in the river, above the lock, to prevent boats from being drawn over the same, and the following resolution passed, to-wit:

*Resolved*, That the President of this Board is hereby authorized to contract with said Ford & Hess for the construction of two cribs in the river above the lock, at New Haven, to be ten by twenty feet each, and twenty feet in height, and securely bolted with iron, filled with stone, and built of the timber now on hand, and owned by the State; and convey to the said Ford and Hess, in payment for said work, the old "Handmore mill," with all its machinery, with the privilege of the land on both sides of the river, on a lease of ten years, described as follows: Commencing ten feet east of the old mill, on the south side of the Little Wabash River, and extending up its banks two hundred and fifty feet, and of a width back from the river the same as that owned by the State of Illinois; also, commencing at the north end of the old "Handmore Dam," on the north side of said river; thence, extending up its banks the full length of the lands owned by the State of Illinois, and of a width back from the river to the main traveled wagon road.

"This work has been nearly or quite completed according to contract. Inasmuch as our board had no legal authority to make this contract, an act of the legislature should be passed providing for the same, and providing, also, for the disposition of the funds now on hand, as well as for the disposal of the receipts from tolls and rents that may be collected hereafter.

"Vouchers from No. 1 to 43, inclusive, amounting to \$34,864 98, (expended previous to December 1, 1869,) were filed in your office on the 15th day of that month. Vouchers Nos. 44, 45 and 46, amounting to \$103, are herewith submitted. The vouchers for the expenditures incurred in operating the lock, and the repairs on the same, numbered from 1 to 7, are in the hands of the treasurer of our board, as are also

duplicate copies of the numbers from 1 to 46, the collector's monthly current accounts, and copies of all toll sheets, showing the details of all tolls collected.

In the prosecution of our official duties we are under many obligations to the "Chicago and Alton," "Illinois Central," "Chicago, Rock Island and Pacific," "Chicago and Northwestern," and the "Toledo, Peoria and Warsaw," Railroad Companies, for the courtesies extended to us and our chief engineer during the last two years.

Respectfully submitted.

JOSEPH UTLEY,  
VIRGIL HICKOX,  
ROBERT MILNE,  
*Canal Commissioners.*

TREASURER OF BOARD OF CANAL COMMISSIONERS,  
*In account with the State of Illinois.*

["LITTLE WABASH RIVER IMPROVEMENT."]

Date.	Name.	No. of voucher	Credit.	Debit.
1869 June 15..	To Auditor's Warrant.....	3,451		\$14,000 00
" 28..	"	3,462		18,000 00
" 15..	By Burrill & Anderson.....	1	\$2,500 00	
" 15..	" James Ford.....	2	5,000 00	
" 22..	" D. C. Jenne.....	3	32 00	
May 1..	" James Handmore.....	4	9,450 00	
May 20..	" Joseph Utley.....	5	25 00	
" 20..	" J. G. Gintele.....	6	22 50	
" 20..	" Virgil Hickox.....	7	32 50	
July 20..	" James Ford.....	8	1,063 85	
" 20..	" Elijah Brown.....	9	100 00	
" 20..	" Oliver P. Stead.....	10	50 00	
" 20..	" J. S. Ross.....	11	250 00	
" 20..	" James Ford.....	12	325 35	
Aug. 26..	" D. C. Jenne.....	13	36 70	
" 2..	" James Ford.....	14	2,500 00	
Sept. 1..	" C. S. Conger.....	15	105 00	
" 6..	" A. H. Crozier.....	16	50 00	
" 7..	" A. S. Montgomery.....	17	50 00	
Oct. 9..	" D. C. Jenne.....	18	40 00	
" 15..	" James Ford.....	19	2,500 00	
" 14..	" A. C. Bardwell.....	20	27 50	
Nov. 24..	" J. H. Johnson.....	21	14 50	
Dec. 2..	" C. S. Conger.....	22	140 00	
" 2..	" F. E. Hay.....	23	10 80	
" 2..	" L. Hinch.....	24	2,737 76	
" 2..	" James Ford.....	25	1,825 49	
" 2..	" James Fackney.....	26	752 92	
" 2..	" John M. Crebs.....	27	700 00	
" 2..	" C. E. McDowell.....	28	70 00	
" 2..	" Geo. Williams.....	29	70 00	
" 2..	" Hay & Crebs.....	30	499 00	
" 2..	" F. E. Hay.....	31	840 00	
" 2..	" J. R. Webb.....	32	770 00	
" 2..	" Y. Land.....	33	1,050 00	
" 2..	" Jasper Partridge.....	34	175 00	
" 2..	" J. G. Powell.....	35	350 00	
" 2..	" H. W. Cook.....	36	175 00	
" 2..	" J. S. Martin.....	37	35 00	
" 2..	" Robert Hargrave.....	38	35 00	
" 2..	" S. York.....	39	140 00	
" 2..	" Isaac York.....	40	140 00	
" 4..	" V. Hickox.....	41	123 05	
" 6..	" Joseph Utley.....	42	33 75	
Nov. 26..	To Auditor's Warrants.....	4,315 to 4,329 }		3,000 00
Dec. 4..	By E. L. Merritt & Bro.....	43	25 00	
June 21..	" V. Hickox.....	44	67 25	
Sept. 9..	" Robt. Milne.....	45	30 50	
Nov. 1..	" V. Hickox.....	46	5 25	
" 1..	" balance of the \$35,000 fund.....		32 02	
	Total.....		\$35,000 00	\$35,000 00

Second  
mortgage  
holders.

Mr. WICKER. That lacks so much.

Mr. UTLEY. Yes, sir, of paying one hundred cents on the dollar; but they absolutely released everything, with the agreement we should pay whatever money we had left to them, which amounted to seventy cents on the dollar.

Mr. WICKER. You say there were twenty-one, and fifteen came in and released. What became of the others?

Mr. UTLEY. My impression is, that they were paid in full. This part of the business was in Mr. Hickox's hands.

Mr. DOLAN. Mr. Hickox stated to me about the very same thing. If my recollection is right, there were a few who would not release, and the balance released absolutely. Did those who released get what they wanted?

Mr. UTLEY. I presume that is so. I had forgotten that some of them had not released. We had money enough to pay every claim, and to complete the work. When our work was done, we had money enough to pay what was due them.

Mr. SHERMAN. In the first instance did not the parties to the second mortgage release absolutely?

Mr. UTLEY. Well, it was my understanding; but according to this report they did not. The money we had paid—70 per cent. upon everything that was released and everything that was not absolutely released—was paid in full, interest and all.

Mr. WICKER. Do you consider, now, that there is any claim against the State, either legally or equitably?

Mr. UTLEY. I did not know of any claim to the extent of one penny. We certainly should not have completed the work, unless we thought every liability was discharged.

Mr. WICKER. Do you think the State paid the full value of the property?

Mr. UTLEY. I did not at the time; I thought it was worth more.

Mr. WICKER. Has it justified your opinion, in a commercial sense?

Mr. UTLEY. No, sir, it has not, since the railroads in that section of country have been completed.

All of which is most respectfully submitted.

SPRINGFIELD, ILL., Feb. 12, 1874.

CHAS. G. WICKER, ESQ., *Chairman, etc.* :

DEAR SIR—I have your note of this date, in relation to a claim for an unpaid balance due sundry persons in White county from the State, on account of the Little Wabash River Improvement.

The report of the Canal Commissioners of Dec. 1, 1870, made to the Governor, sets forth all the facts in the case. The work could not have been completed, except for the voluntary action of the holders of the second mortgage. It was for them to choose between having the work finished, with a prospect of their receiving seventy or seventy-five cents on the dollar of their claims, or of nothing being done—in which case their claims would have been entirely valueless. They chose to relinquish all claims. The work was completed, and they received seventy cents on the dollar of the principal of their claims, and at the time were highly gratified at the result, and treated it as a "god send" to them. I am not aware that any member of our board promised them even their influence and aid in any direction looking to their being re-imbursed the



balance of their notes, after the seventy cents was paid. The notes were all taken up by me, as treasurer, and attached to the vouchers forming a part of the same.

Respectfully, yours,

V. HICKOX,

*Former Treasurer of the Canal Board.*

The report of the committee was concurred in, and the bill laid on the table.

Mr. Hart submitted the following:

*To the Honorable the Speaker,*

*and Members of the House of Representatives :*

Your committee on civil service and retrenchment, to whom was referred Senate bill, No. 330, for "An act making an appropriation for buildings and other improvements for the State Reform School, and for the purchase of stock," have had the same under consideration, and beg leave to report it back, with amendments, and recommend that the bill as amended do pass.

The report of the committee was concurred in, amendments adopted, and the bill, as amended, ordered to a third reading.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 14th day of February, 1874, laid before the Governor for his approval, viz :

Senate bill, No. 451, for "An act to revise the law in relation to frauds and perjuries."

Senate bill, No. 452, for "An act to revise the law in relation to fugitives from justice."

Mr. Rankin (by consent) introduced House bill, No. 846, for "An act to transfer suits or proceedings commenced in county courts, wherein the judge is interested as attorney or otherwise, to the circuit court of the county."

Which was referred to the committee on judiciary.

Mr. Hay (by consent) submitted the following report :

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred bills of the following titles, to-wit :

House bill, No. 287, for "An act to amend sections 62, 66 and 72 of an act entitled 'an act to provide for the election and qualification of justices of the peace and constables, and to provide for the jurisdiction and practice of justices of the peace in civil cases, and fix the duties of constables, and repeal certain acts therein named,' approved April 1, 1872,"

House bill, No. 349, for "An act to amend an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1871,"

House bill, No. 451, for "An act to amend an act entitled 'an act to prevent injury to persons or property,' approved April 9, 1872,"

House bill, No. 593, for "An act to enable railroad companies of this State to purchase connecting railroads in adjoining states,"

House bill, No. 771, for "An act to fix the compensation of members of the General Assembly of this State, and the clerks and servants thereof,"

House bill, No. 773, for "An act to amend section 4 of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872,"

House bill, No. 819, for "An act to define the northeastern boundary of Perry county,"

House bill, No. 823, for "An act to amend an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872,"

Having considered the same, report them back, recommending that they be laid upon the table.

The report of the committee was concurred in, and the bills laid on the table.

Mr. Hay (by consent), from the committee on judiciary, to which was referred House bill, No. 751, for "An act to enable cities, towns and villages not incorporated under the act entitled 'an act to provide for the incorporation of cities and villages,' to change ward boundaries, and to create additional wards," reported the same back, and recommended that the bill do not pass, and submitted as a substitute therefor, House bill, No. 847, for "An act to enable cities to change the boundaries of wards, and to establish additional wards," and recommended that the substitute be passed.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time and ordered to a second reading.

House bills on third reading being in order,

House bill, No. 808, for "An act to amend section six (6), seven (7), and nine (9) of an act entitled 'an act in regard to the completion of public parks, and the management thereof,' approved June 6, 1871, and to repeal section seventeen (17) of said act, and to add four (4) sections thereto, in regard to the completion of public parks and the management thereof," was read a third time.

The bill and all amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 106, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bishop of McHenry, Blakely, Beacock, Booth, Bradwell, Braunsen, Bullard, Casey, Carpenter, Collins, Condon, Connolly, Crawford, Crosby, Cullerton, Dement, Dewey, Dolan, Easley, Efuer, Ferrier, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Halpin, Hart, Harvey, Hay, Herrington, Hite of St. Clair, Hildrup, Holles, Hollenback, Hopkins, Inscore, Jaques, Jackson, Jessup, Johnston, Jones, Kase, Laue of Hancock, Lemma, Lietze, Loomis, Mann, Marsh, Massie, McAdams, McLaughlin, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorf, Penfield, Pinnell, Plowman, Pyatt, Quinn, Race, Rankin, Ray, Rice, Rogers, Rountree, Savage, Scanlan, Scott, Shaw, Sheridan, Sherman, Smith, Soule, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Walker, Warner, Washburn, Webber, Webster, Wood, Wymore, Mr. Speaker—106.

Mr. Kann voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and as their concurrence therein.

Mr. Hay (by consent), from the committee on judiciary, to which was referred House bill, No. 417, for "An act to amend an act entitled 'an act to incorporate the Union Stock Yard and Transit Company of Chicago,' in force February 13, A. D. 1865," with an amendment thereto, reported the same back, and recommended that the amendment be not adopted, and that the bill do not pass.

The question being on concurring in the report of the committee, it was decided in the negative, yeas 19, nays 81—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

MEASRS. Armstrong of Grundy, Bradwell, Casey, Cullerton, Ferrier, Halpin, Hay, Herting, Hite of St. Clair, Hildrup, Holles, Hollenback, Inscore, Kase, Lemma, Neville, Oleson, Rountree, Sherman—19.

Those voting in the negative are,

MEASRS. Alexander of Crawford, Armstrong of LaSalle, Ballow, Bishop of McHenry, Blakely, Boock, Booth, Brunson, Bullard, Carpenter, Collins, Connolly, Crawford, Crosby, Darnell, Dement, Dewey, Dolan, Easley, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Gridley, Hart, Harvey, Herrington, Jaques, Jackson, Johnston, Kann, Lane of Hancock, Lietze, Marsh, Massie, McDanna, McLaughlin, Middlecott, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Moffett, Mulvane, Newton, Nulton, Oakwood, Plowman, Pyatt, Quinn, Race, Rankin, Rice, Rogers, Savage, Scanlan, Scott, Shaw, Smith, Soule, Starr, Stewart of Winnebago, Streeter, Stroud, Taggart, Thornton, Walker, Warner, Washburn, Webber, Webster, Westfall, Wood, Wymore, Mr. Speaker—31.

So the report of the committee, was not concurred in.

The question then being on concurring in the adoption of the following amendment submitted by the committee on agriculture and horticulture :

Strike out all after the enacting clause and insert:

"§ 1. That it shall be unlawful for any stock yard company or corporation, organized and doing business under any general or special law of this state, either by themselves, their agent or employee or other person doing business for such stock yard company, to charge, demand or receive for hay, straw, corn or other feed furnished by them for any cattle, horses, hogs, sheep or other animals while in such stock yard, more than the current market price of such feed as quoted in the wholesale market reports in the nearest city or town to such stock yard at the date when such feed is furnished, and fifty per cent. in addition thereto for furnishing and handling the same.

"§ 2. Whenever any owner or agent having charge of any animals shall require or demand the true weights of any feed furnished by any such stock yard company or corporation, it shall be the duty of such company or corporation, by their agent or employee, to have the same fairly weighed, and furnish the weigher's ticket or certificate, properly certified, of the amount of such feed, to the owner or agent having charge of such animals.

"§ 3. Any stock yard company or corporation by its agent or employee violating any of the provisions of sections one and two of this act, upon conviction, shall forfeit and pay a fine of not less than one hundred nor more than five hundred dollars, recoverable before any justice of the peace or police magistrate or court of competent jurisdiction, in an action of debt, one-half to go to the common school fund of the town where the trial is had, and the other half to the person suing for the same."

Mr. Moore of Adams submitted the following amendment to the amendment :

Insert after the word "company," wherever it occurs in section 2, the word "person."

Which was adopted.

The question then being on adopting the amendment as amended, it was decided in the affirmative.

The bill was then ordered engrossed for a third reading.

Mr. Sherman (by consent) submitted the following:

*Resolved by the House of Representatives, That the committee on railroads be, and they are hereby instructed to prepare a bill and report it to this House for its action, to prevent unjust discrimination and extortion by the Pullman Palace Car Company, and other companies running sleeping coaches on the railway lines in this State, and fix reasonable maximum rates for the same.*

Which was adopted.

House bill, No. 788, for "An act to repeal an act entitled 'an act to vacate the plat of the western addition to Rock Island City,' and to restore the right thereby divested," was read a third time.

The bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 103, nays 3.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bishop of McHenry, Blakely, Boock, Bradwell, Branson, Bullard, Casey, Collins, Connolly, Crawford, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Easley, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Halpin, Hart, Harvey, Herrington, Hertling, Hite of St. Clair, Hildrup, Holles, Hollenback, Inscore, Jaquess, Jackson, Jessup, Johnston, Jones, Kann, Kase, Lane of Hancock, Lemma, Lietze, Loomis, Mann, Marsh, Massie, McAdams, McLaughlin, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Orendorff, Penfield, Plowman, Pyatt, Quinn, Race, Rankin, Ray, Rice, Rogers, Rountree, Savage, Scott, Shaw, Sheridan, Sherman, Smith, Soule, Stewart of Winnebago, Streator, Stroud, Taggart, Thomas, Walker, Warner, Washburn, Webber, Webster, Westfall, Wymore, Mr. Speaker—103.

Those voting in the negative are,

Messrs. Hopkins, Olason, Wood—3.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed, on February 14, 1874:

House bill, No. 606, for "An act to revise the law in relation to attachments of boats, vessels and rafts."

Leave of absence was granted to Messrs. Senne, Chambers and Forth.

House bill, No. 731, for "An act to repeal an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,' approved February 15, 1865," was read a third time.

Mr. Walker moved to postpone the further consideration of the bill until February 18th.

Mr. Connolly moved to lay the motion to postpone on the table; which was not agreed to, yeas 32, nays 71—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Bradwell, Branson, Carpenter, Connolly, Crawford, Efner, Ferrier, Freeland, Gordon, Granger, Gridley, Hildrup, Hollenback, Hopkins, Inscore, Jones, Kann, Lane of Hancock, Mann, Massie, Moore of Marshall, Mulvane, Oakwood, Olason, Pyatt, Race, Soule, Starr, Stewart of Winnebago, Thomas, Washburn, Westfall—32.

Those voting in the negative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bishop of McHenry, Blakely, Boock, Bullard, Casey, Collins, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Easley, Ewing, Flanders, Forth, Freeman, Graham, Grant, Grey, Halpin, Hart, Harvey, Herrington, Hertling, Hite of St. Clair, Holles, Jaquess, Jackson, Jessup, Kase, Lietze, Loomis, Marsh, McAdams, McLaughlin, Middlecoff, Mitchell, Moore of Adams, Morrison, Moffett, Neville, Newton, Nulton, Oberly, Orendorff, Penfield, Plowman, Quinn, Rankin, Rice, Savage, Scott, Shaw, Smith, Snow, Streator, Stroud, Taggart, Thornton, Walker, Warner, Webber, Webster, Wood, Wymore, Mr. Speaker—71.

So the motion to lay on the table was not agreed to.

Mr. Bradwell moved to amend the motion to postpone the consideration of the bill until Wednesday, February 25th.

On motion of Mr. Oberly,

The previous question was ordered.

The question then being on the adoption of the amendment to the motion, it was decided in the negative.

Mr. Jones, at 12:25 o'clock P. M., moved that the House adjourn; which was not agreed to, yeas 15, nays 87—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Bradwell, Branson, Connolly, Crawford, Ferrier, Hildrup, Inscore, Lane of Hancock, Maasia, Oleson, Pyatt, Sheridan, Starr, Stewart of Winnebago, Westfall—15.

Those voting in the negative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bishop of McHenry, Blakely, Bocock, Bullard, Casey, Carpenter, Collins, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Easley, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Grey, Gridley, Halpin, Hart, Harvey, Herrington, Herting, Hite of St. Clair, Holles, Hollenback, Hopkins, Jaques, Jackson, Jessup, Johnston, Jones, Kann, Kase, Lemma, Lietze, Loomis, Mann, Marsh, McAdams, McLaughlin, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Moffett, Neville, Newton, Nulton, Oakwood, Oberly, Orendorff, Plowman, Quinn, Rankin, Rice, Savage, Scott, Shaw, Smith, Snow, Soule, Streeter, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Washburn, Webber, Webster, Wood, Wymore—87.

So the motion to adjourn was not agreed to.

The question recurring on the motion to postpone the consideration of the bill until February 18th, it was decided in the affirmative.

Mr. Armstrong of LaSalle, at 12:35 o'clock P. M., moved that the House adjourn; which was agreed to, yeas 53, nays 50—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bradwell, Bullard, Casey, Darnell, Dement, Dolan, Easley, Ferrier, Forth, Freeland, Gordon, Grant, Halpin, Harvey, Herrington, Herting, Hite of St. Clair, Hollenback, Inscore, Jackson, Jessup, Kann, Kase, Lemma, Loomis, Mann, McAdams, McLaughlin, Middlecoff, Mitchell, Moore of Marshall, Morrison, Neville, Oberly, Orendorff, Plowman, Pyatt, Quinn, Scott, Shaw, Sheridan, Smith, Streeter, Thornton, Walker, Webber, Wood, Mr. Speaker—53.

Those voting in the negative are,

Messrs. Bishop of McHenry, Bocock, Branson, Carpenter, Collins, Connolly, Crawford, Crosby, Cullerton, Dewey, Ewing, Flanders, Freeman, Graham, Granger, Grey, Gridley, Hart, Holles, Hopkins, Jaques, Johnston, Jones, Lane of Hancock, Lietze, Marsh, Maasia, Moore of Adams, Moffett, Mulvane, Newton, Nulton, Oakwood, Oleson, Rice, Rankin, Rice, Savage, Snow, Soule, Starr, Stewart of Winnebago, Stroud, Taggart, Thomas, Warner, Washburn, Webster, Westfall, Wymore—50.

So the motion to adjourn was agreed to

## MONDAY, FEBRUARY 16, 1874.

The House met, at the regular hour.

Prayer by the Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Ferrier,

The further reading of the same was dispensed with.

On motion of Mr. Ray, it was

*Resolved by the House of Representatives, the Senate concurring herein,* That the Secretary of State and the Commissioners of Public Printing are respectfully instructed to draw no further warrants on the Treasurer for such public printing or binding until the House of Representatives has received and acted upon the report of the printing committee of the House now investigating that subject under directions from the House.

Mr. Savage (by consent), from the committee on municipal affairs, to which was referred House bill, No. 820, for “An act to enable municipal corporations to fund outstanding indebtedness,” reported the same back and recommended that it be referred to the committee on judiciary.

The report of the committee was concurred in, and the bill referred to the committee on judiciary.

Mr. Snow (by consent), from the committee on education, introduced House bill, No. 848, for “An act to make provision for the incorporation

of school districts to which donations or bequests have been made for school purposes."

Which was read a first time and ordered to a second reading.

Mr Snow submitted the following report :

*To the Hon. the Speaker and members of the House of Representatives :*

Your committee on education, to whom was referred sundry petitions from McLean county, against abolishing the office of county superintendent of schools, beg leave to report the same back to your honorable body, with the statement that they have considered them in conjunction with bills previously reported, and recommend that they be laid on the table.

The report of the committee was concurred in, and the petitions laid on the table.

Mr. Gridley (by consent) introduced House bill, No 849, for "An act for the protection of hunters."

Which was read a first time and referred to the committee on county and township organization.

Mr. Hildrup submitted the following report:

TO HON. SHELBY M. CULLOM,

*Speaker House of Representatives:*

The railroad committee have had under consideration House bill, No. 187, for "An act prescribing the mode of electing directors or managers of incorporated companies, in compliance with section 3, article 11, of the constitution," and instruct me to report the same back, and recommend that it do not pass, and submit the following substitute therefor: House bill, No. 850, for "An act to prescribe the mode of electing directors or managers of incorporated companies in compliance with section three (3), article eleven (11), of the constitution," and recommend that the substitute do pass.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time and ordered to a second reading.

Mr. Hildrup submitted the following report:

TO HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

The railroad committee have had under consideration House bill, No. 785, for "An act to provide for union depots at railroad crossings," and instruct me to report the same back and recommend that it do not pass, and submit as a substitute therefor, House bill, No. 851, for "An act to provide for union depots at railroad crossings," and recommend that the substitute be passed.

The report of the committee was concurred in, the bill laid on the table, and the substitute read a first time and ordered to a second reading.

Mr. Herrington (by consent) introduced House bill, No. 852, for "An act to prevent fraud or fraudulent practices upon hotel keepers or inn keepers, and to provide a remedy therefor."

Which was read a first time, and referred to the committee on miscellaneous subjects.

Mr. Moore of Adams (by consent) introduced House bill, No. 853, for "An act to provide for the election of a State Board of Commissioners of Public Charities and to prescribe their duties."

Which was referred to the joint committee on charitable institutions.

Mr. Hite of St. Clair (by consent) introduced House bill, No. 854, for "An act to repeal an act entitled 'an act to amend an act to incorporate the St. Clair County Turnpike Company,' approved February 16, 1861."

Which was read a first time, and referred to the committee on roads, highways and bridges.

Mr. Hite of St. Clair (by consent) introduced House bill, No. 855, for "An act to amend an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' in force July 1, 1872."

Which was referred to the committee on fees and salaries.

Mr. Graham (by consent), from the committee on revenue, to which was referred Senate bill, No. 260, for "An act to provide for the collection of taxes and special assessments in certain cases therein specified," reported the same back with amendment, and recommended its adoption, and that the bill as amended be passed.

The report of the committee was concurred in, and the bill read a second time, and the consideration of the bill and amendment made the special order for February 17th.

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to lay before the House of Representatives the following written communication:

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,  
SPRINGFIELD, *February 16, 1874.*

*To the Speaker of the House of Representatives:*

I respectfully return to the House of Representatives, House bill, No. 336, for "An act to amend section two of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872," without my approval, for the reason that Senate bill, No. 230, amending the same section in substantially the same manner, has passed both houses and become a law.

JOHN L. BEVERIDGE, *Governor.*

Mr. Graham (by consent), submitted the following report:

To HON. S. M. CULLOM,

*Speaker of the House of Representatives:*

The committee on revenue, to which was referred House bill, No. 767, for "An act to amend section 2 of an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' approved March 30, A. D. 1872," report the same back, without recommendation, and request that it be considered in connection with House bills 682 and 686.

The report of the committee was concurred in, and,

On motion of Mr. Graham,

The bill, together with the report of the committee on revenue, on House bill, No. 682, for "An act to amend sections 3, 27 and 29 of an act entitled 'an act for the assessment of property, and for the levy and col-

lection of taxes," and House bill, No. 686, for "An act to amend sections 24, 26, 27, 29, 78, 85, 86, 97 and 106 of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872," was made the special order for February 17th.

On motion of Mr. Wood,

House bill, No. 837, for "An act to amend an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873," was taken up and read a second time.

Mr. Gordon submitted the following amendment :

Add to the end of section 23, "*Provided*, that the provisions of this amendment shall not interfere with any suits now pending under the act that this amends."

Which was not adopted.

The bill was then ordered engrossed for a third reading.

On motion of Mr. Stewart, of Winnebago,

House bill, No. 821, for "An act to enable any person, persons, firm or corporation owning dams to regulate the delivery and use of water or water power," was taken up, read a second time, and ordered engrossed for a third reading.

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

Senate bill, No. 444, for "An act to revise the law in relation to circuit courts and the superior court of Cook county."

Senate bill, No. 451, for "An act to revise the law in relation to frauds and perjuries."

Senate bill, No. 452, for "An act to revise the law in relation to fugitives from justice."

House bill, No. 463, for "An act to promote the science of medicine and surgery in the State of Illinois."

House bill, No. 467, for "An act to authorize the trustees of the Illinois State Hospital for the Insane, at Jacksonville, to sell and convey one and one-half acres of land to the city of Jacksonville, for public water works."

A message from the Senate, by Mr. Ray:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit:

*Resolved by the House of Representatives, the Senate concurring herein.* That the Secretary of State and the Commissioners of public printing are respectfully instructed not to certify or approve any accounts for Public Printing or binding, and the Auditor of State is hereby instructed to draw no further warrants on the Treasurer for such public printing or binding, until the House of Representatives has received and acted upon the report of the printing committee of the House, now investigating that subject under directions from the House.

Mr. Mann submitted the following report:

To HON. S. M. CULLOM,

*Speaker of the House of Representatives :*

SIR:—The committee on insurance, to which was referred sundry bills, beg leave to report the same back, with recommendations, as follows:

House bill, No. 760, for "An act to regulate the practice and pleading in actions on policies of life insurance," with recommendations that it do not pass; also,

House bill, No. 633, for "An act to provide for the organization of



county fire insurance companies," with the recommendation that it do not pass; also,

House bill, No. 802, for "An act to provide for the organization of companies for the purpose of regulating, guaranteeing and collecting life insurance," with the recommendation that it do not pass; also,

House bill, No. 268, for "An act to prohibit life and life and health insurance companies, chartered under the laws of other states, from doing business in this state, when such companies are not authorized to invest or loan upon stock, bonds or property in this state," accompanied by several communications, resolutions, etc., upon the same subject, with the recommendation that the bill do not pass, and that the resolutions and communications lie on the table; also,

House bill, No. 105, for "An act to prevent fraudulent applications for policies of life insurance," with the recommendation that it do not pass.

The report of the committee was concurred in, and the bills, resolutions and communications laid on the table.

On motion of Mr. Lietze,

House bill, No. 742, for "An act to amend section 3 of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872, in force July 1, 1872," was taken up and read a second time.

Mr. Efner submitted the following amendment:

Strike out all after the word "before," in the 16th line, and insert the words "some officer having a seal."

Mr. Gray submitted the following substitute for the amendment:

Strike out all of the 16th line after the word "of," and insert the words "a court of record."

Which was not adopted.

The question then being on the adoption of the amendment, it was decided in the affirmative.

Mr. Wood submitted the following amendment:

In tenth line add after the word "suit," the words "or plaintiff's attorneys."

Which was adopted.

Mr. Lietz moved to order the bill engrossed for a third reading; which was not agreed to.

On motion of Mr. Ewing,

House bill, No. 749, for "An act to facilitate the drainage of wet lands,"

Was taken up and read a second time.

Mr. Ewing submitted the following amendment:

Section 2, 4th line, after the word "lands," insert "or refuse to make his or their proportion thereof."

Which was adopted.

Mr. Ewing submitted the following amendment:

Section 14, 3d and 4th lines, amend by striking out the words "two hundred dollars," and insert "three hundred dollars."

Which was adopted.

Mr. Massie moved to strike out section 15; which was agreed to.

On motion of Mr. Hart,

The bill was recommitted to the committee on drains and drainage.

On motion of Mr. Armstrong of Grundy,

House bill, No. 794, for "An act concerning police magistrates, and to repeal an act therein named," was taken up and read a second time.

Mr. Armstrong of Grundy submitted the following amendment:

Strike out section 3, and insert the following: "§ 3. An act entitled 'An act for the better government of towns and cities, and to amend the charters thereof,' approved February 27, 1854, and all acts or parts of acts amendatory thereof, are hereby repealed."

Which was adopted.

The bill was then ordered engrossed for a third reading.

On motion of Mr. Dewey,

House bill, No. 763, for "An act to amend section 35 of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872,"

Was taken up, read a second time, and ordered engrossed for a third reading.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 16th day of February, 1874, laid before the Governor for his approval, viz:

Senate bill, No. 360, for "An act in regard to forcible entry and detainer."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed, on February 16, 1874.

House bill, No. 816, for "An act to authorize the removal of the feeder dam across the Calumet river, near Blue Island, in Cook county, in the State of Illinois, and to provide compensation to Christian Pfeifer and John Roll for any loss they may sustain by its removal."

Mr. Dewey submitted the following:

WHEREAS, all the railroad bridges across the Mississippi river are by law open to the use of all railroads desirous of using the same, except the railroad bridge at Clinton, Iowa, which is used exclusively by the Chicago and Northwestern Railroad; and whereas, there are two lines of railroad on the east side of the Mississippi river desirous of crossing said bridge at Clinton and connecting with other railroads in the State of Iowa, thereby increasing the facilities for inter-State commerce; therefore, be it

*Resolved by the General Assembly of the State of Illinois*, That our honorable Senators in Congress be instructed, and our Representatives be requested to use their utmost endeavors to obtain the early passage of an act providing for the opening of said railroad bridge at Clinton to the use of all railroads desirous of crossing the same, on payment of a just and reasonable compensation for such use.

*Resolved*, That the foregoing resolution be certified by the presiding officers of the General Assembly, and copies thereof be forthwith forwarded to said Senators and Representatives in Congress.

Which was adopted.

On motion of Mr. Oakwood,

House bill, No. 810, for "An act to amend section fifty (50) of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872,"

Was taken up, read a second time and ordered engrossed for a third reading.

On motion of Mr. Hite of St. Clair,

House bill, No. 832, for "An act to amend section 6, of article 6, of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, A. D. 1872, in force July 1, A. D. 1872,"

Was taken up, read a second time and ordered engrossed for a third reading.

On motion of Mr. Lane of Hancock,

House bill, No. 806, for "An act to amend section 6 of 'an act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms,' approved March 7, 1872,"

Was taken up, read a second time, and ordered engrossed for a third reading.

On motion of Mr. Morrison,  
House bill, No. 650, for "An act to revise the law in relation to plats,"  
Was taken up and referred to the committee on county and township organization.

By consent, Senate bills on first reading were taken up.

Senate bill, No. 450, for "An act to revise the law in relation to dower,"  
was read a first time, and,

On motion of Mr. Connolly,  
Referred to the committee on judiciary.

On motion of Mr. Hopkins,

Senate bill, No. 56, for "An act to amend section forty-five of 'an act to fix the salaries of State officers ; of the judges of the circuit court and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class of cases; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,'"

Was taken from the table, and referred to the committee on fees and salaries.

On motion of Mr. Massie,  
At 12:15 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Shaw (by consent), from the committee on judicial department, to which was referred Senate bill, No. 529, for "An act to amend 'an act concerning circuit courts and to fix the time of holding the same in the several counties of the judicial circuits in the State of Illinois, exclusive of Cook,' approved May 2, 1873," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the bill read a second time, the amendments adopted, and the bill ordered to a third reading.

Mr. Connolly (by consent), from the committee on state library, to which was referred House bill, No. 777, for "An act to enable companies, associations or societies owning or controlling library and other property belonging to such library association to sell, lease or transfer the same to the directors of a free public library," reported the same back, and recommended that the bill do not pass, and submitted as a substitute therefore, House bill, No. 856, for "An act to enable library associations to sell and transfer their real and personal property," and recommended that the substitute be passed.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time and ordered to a second reading.

Senate bills on first reading being in order,  
Senate bill, No. 468, for "An act to revise the law in relation to *quo warranto*,"

Was read a first time, and referred to the committee on railroads.

Senate bill, No. 479, for "An act to revise the law in relation to universities, colleges, academies and other institutions of learning,"

Was read a first time, and referred to the committee on education.

Senate bill, No. 474, for "An act to revise the law in relation to county surveyors, and the custody of the United States field notes,"

Was read a first time, and referred to the committee on judicial department.

Senate bill, No. 492, for "An act in regard to horse and dummy railroads,"

Was read a first time, and referred to the committee on railroads.

Senate bill, No. 480, for "An act to revise the law in relation to the vacation of streets, alleys and public grounds,"

Was read a first time, and referred to the committee on judiciary.

Senate bill, No. 482, for "An act to revise the law in relation to weights and measures,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 456, for "An act to revise the law in relation to injunction,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 466, for "An act to revise the law in relation to pardons,"

Was read a first time, and referred to the committee on executive department.

Senate bill, No. 454, for "An act to revise the law in relation to *habeas corpus*,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 359, for "An act to revise the law in regard to estrays,"

Was read a first time, and referred to the committee on agriculture and horticulture.

Senate bill, No. 477, for "An act to revise the law in relation to toll bridges,"

Was read a first time, and referred to the committee on roads and highways.

Senate bill, No. 524, for "An act to provide for the laying of water supply pipe by bonds and special assessment, payable in installments,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 528, for "An act to reimburse the county of McLean the sum of four thousand eight hundred and fifty dollars, in abatement of taxes for the year 1872,"

Was read a first time, and ordered to a second reading.

Mr. Dement submitted the following:

*To the Honorable the Senate and House of Representatives of the United States, in Congress assembled:*

Your memorialists, the People of the State of Illinois, represented in the General Assembly, do most respectfully represent to the Congress of the United States that the question of cheap transportation is agitating the people of the northwest to an extent that has never been equalled. The advocates are not confined to any particular party of the people, the platform of which is cheap transportation for the products of the northwest to tide-water.

Your memorialists do further represent to the Congress of the United States that the increasing population and consequent enlarged production of tonnage of shipment to tide-water, admonish the nation to provide at an early day such cheap means of transporting the surplus products of the great west as will be remunerative to the producer.

Your memorialists are satisfied that increased water transportation between the east and west is one of the means by which the laborer can be rewarded, and as a step in this direction is the construction of the Illinois and Michigan canal from the Illinois river to the Mississippi river, your memorialists

alists do most respectfully urge upon Congress the wisdom and justice of an appropriation sufficient for this improvement. The route has been surveyed and pronounced by competent engineers practicable and comparatively cheap in the cost of construction. It is indeed a link in the great chain of water transportation between the east and the west that must be added before the country tributary to the Upper Mississippi can find a water outlet by the way of the upper lakes to tide-water.

Your memorialists do therefore most earnestly appeal to Congress to take early action in this improvement, to the end that the interests of the great grain-growing districts of the nation shall be fostered, the producer rewarded, and the manufacturing and other laboring masses of the east supplied at low prices with the abundance of life's necessities that cheap transportation can give them.

Mr. Sheridan submitted the following amendment:

After the words "a step in this direction," insert "is the building of a ship canal around Niagara Falls."

Which was not adopted.

The question then being on the adoption of the memorial, it was decided in the affirmative.

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz:

Senate bill, No. 360, for "An act in regard to forcible entry and detainer."

Mr. McManus (by consent) submitted the following resolution:

*Resolved*, That the special committee of the House on game and fish be requested to report, by bill or otherwise, what legislation is necessary for the protection of new fishes about to be introduced into the waters of this State by the United States Fish Commissioner.

Which was adopted.

By consent, House bills on second reading were taken up.

House bill, No. 639, for "An act to revise the law in relation to fences," was read a second time.

Mr. Moore of Adams submitted the following amendment:

Strike out of line 1, section 2, the words "and one-half."

Which was adopted.

Mr. Moore of Marshall submitted the following amendment:

Add to section 1: "*Provided*, that nothing in this act shall prevent the parties in interest from selecting any other persons to act as fence viewers."

Which was not adopted.

Mr. Thomas submitted the following amendment:

After the word "owner," in line 3, section 21, insert the words "or occupier."

Which was adopted.

Mr. Crawford submitted the following amendment:

Add to line 5, section 21, the following: "And any person who shall take or rescue any such animal so taken up from the possession of the taker up without his consent, shall be liable to a fine of not less than three nor more than five dollars for each of such animals so rescued, to be recovered on complaint before any justice of the peace of the county where such offense shall be committed, for the use of the school fund of the proper county."

Mr. Jones (by consent) submitted the following:

HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

Your committee on contingent expenses, to whom was referred a resolution in regard to reducing the number of committee clerks and committee rooms, would respectfully beg leave to report that they would recommend that the chairmen of committees who no longer need the

services of their clerks, discharge the same at once, and that the number of clerks be reduced from fourteen to seven. Would further report that they have vacated five of the committee rooms.

The report of the committee was adopted.

On motion of Mr. Crawford,

At 5:15 o'clock P. M. the House adjourned to 10 o'clock A. M. tomorrow.

TUESDAY, FEBRUARY 17, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Clark.

The journal of yesterday was being read, when,

On motion of Mr. Ballow,

The further reading of the same was dispensed with.

The House resumed the unfinished business of yesterday, being the consideration of the pending amendment to House bill, No. 639, for "An act to revise the law in relation to fences."

Mr. Savage moved to reconsider the vote by which the amendment to strike out of line 1, section 2, the words "and one-half" was adopted.

Mr. Dewey moved to lay the motion to reconsider on the table; which was agreed to.

The question then being on the adoption of the pending amendment, it was decided in the affirmative.

Mr. Gordon moved to strike out section 21; which was not agreed to.

Mr. Stroud submitted the following amendment:

Insert after the word "thereto," in section 2, line 3, the following: "and in addition, all rail fences shall be staked and ridered in such a manner as."

Which was not adopted.

Mr. Hart submitted the following amendment:

Insert after the word "animal," in lines 1 and 3, section 21, the words "or animals."

Which was adopted.

Mr. Crawford submitted the following amendment:

Amend section 8 by adding to it as follows: "And for all purposes of notice under this act, it shall be sufficient to notify the tenant or person in possession of said adjoining premises, when the owner thereof is not a resident of the town in which such fences are situated."

Which was adopted.

Mr. Stewart of Winnebago submitted the following amendment:

Amend section 10 by adding to the section, as follows: "And shall be a lien upon the said adjoining lands of the party against whom the decision is rendered, which lien may be enforced by bill in equity, anything in the exemption laws of this State to the contrary notwithstanding."

Which was not adopted.

Mr. Savage submitted the following amendment:

Amend section 2, by adding the following: "Provided, that in counties under township organization the electors at any annual town meeting may determine what shall constitute a legal fence in the town; but legal

fences heretofore erected shall not be by this act rendered insufficient or illegal, and in counties not under township organization the power to regulate the height of fences shall be vested in the county board."

Which was adopted.

Mr. Johnston submitted the following amendment:

After the word "notice," in line 2, section 8, insert the words "in writing."

Which was adopted.

Mr. Streeter moved to strike the enacting clause out of the bill.

On motion of Mr. Moore of Adams,

The motion to strike out the enacting clause was laid on the table.

Mr. Collins submitted the following amendment:

Strike out sections 20 and 21.

Which was not adopted.

Mr. Grey moved to recommit the bill to the committee on agriculture and horticulture; which was agreed to.

Mr. Carpenter (by consent), from the committee on finance, to which was referred House bill, No. 778, for "An act to amend section one of 'an act to revise the law in relation to the State Treasurer,' approved April 23, 1873," reported the same back with amendment, and recommended its adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendments adopted, and the bill ordered engrossed for a third reading.

The special order for this hour being the consideration of Senate bill, No. 442, for "An act to revise the law in relation to clerks of courts," and pending amendments, submitted by the committee on revision, was taken up.

Mr. Armstrong of Grundy moved to recommit the bill to the committee on revision; which was not agreed to.

On motion of Mr. Bradwell,

The further consideration of the bill was postponed until after the committee on revision reports back Senate bill, No. 443, for "An act to revise the law in relation to the supreme court."

The special order for this hour being the consideration of Senate bill, No. 260, for "An act to provide for the collection of taxes and special assessments in certain cases therein specified," and the pending amendment submitted by the committee on revenue, was taken up.

The question being on the adoption of the amendment, it was decided in the negative.

The bill was then ordered to a third reading.

The special order for this hour being the consideration of House bill, No. 767, for "An act to amend section 2 of an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' approved March 30, A. D. 1872," was taken up, and the bill read a first time and ordered to a second reading.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed, on February 13, 1874:

House bill, No. 683, for "An act to repeal an act entitled 'an act to enable railroad companies to borrow money and mortgage their property and franchises therefor,' approved May 7, 1873."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on February 17, 1874:

House bill, No. 831, for "An act to enable the corporate authorities now or hereafter incorporated under an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1, 1872, to acquire by purchase or otherwise, establish, maintain, license and regulate ferries, bridges, the approaches thereto, and tolls thereon."

House bill, No. 776, for "An act to make the schedules prepared and published by the railroad and warehouse commission *prima facie* evidence in the several courts of this State."

House bill, No. 687, for "An act making appropriation for the ordinary expenses of the Northern Hospital and Asylum for the Insane at Elgin."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of their amendment to a bill of the following title, to-wit:

Senate bill, No. 486, for "An act to repeal an act entitled 'an act to establish a court of common pleas in the city of Amboy,' approved March 11, 1869."

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 17th day of February, 1874, laid before the Governor for his approval, viz:

Senate bill, No. 45, for "An act in regard to the dissolution of insurance companies."

The special order for this hour being the consideration of the report of the committee on revenue on House bill, No. 682, for "An act to amend sections 3, 27 and 29 of an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' recommending that the bill do not pass, was taken up, and the bill read a second time.

On motion of Mr. Carpenter,

At 12:20 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz:

Senate bill, No. 45, for "An act in regard to the dissolution of insurance companies."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence."

Senate bill, No. 481, for "An act to revise the law in relation to toll roads."

Senate bill, No. 549, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the times of holding the same in the



several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook," approved May 2, 1873."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

The House resumed the unfinished business of this morning, being the consideration of the report of the committee on revenue on House bill No. 682.

The question being on concurring in the report of the committee recommending that the bill do not pass, it was decided in the negative.

By consent, the bill was temporarily laid aside.

The special order for this hour being the consideration of House bill, No. 686, for "An act to amend sections 24, 26, 27, 29, 78, 85, 86, 97 and 106 of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872," with pending amendments, was taken up, and the bill read a second time.

Mr. Jones submitted the following amendment:

Strike out of section 27, lines 10, 11, 12, 13 and 14, to the word "provided," in line 15.

Mr. Starr submitted the following substitute for the amendment:

Amend after the word "estate," in the 7th line of the 27th section, by inserting: "But all notes, bonds, contracts or agreements given in payment or to secure the payment of real estate or personal property, where the real estate or personal property is taxed for which said notes, contracts, bonds or agreements were given, shall be exempt from taxation."

Which was not adopted.

The question then being on adopting the amendment submitted by Mr. Jones, it was decided in the negative.

The question recurring on the adoption of the amendment, submitted by the revenue committee, to strike out section 27, it was decided in the negative, yeas 41, nays 63—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Ballow, Barkley, Bishop of McHenry, Booth, Carpenter, Condon, Crawford, Darnell, Dement, Easley, Flauders, Freeland, Gridley, Henry, Herrington, Hopkins, Inacore, Jackson, Johnston, Kaun, Kase, Lietze, McPherran, Moffett, Oleson, Plowman, Rankin, Rice, Rogers, Shaw, Smith, Stewart of Winnebago, Stroud, Thornton, Truitt, Walker, Washburn, Webster, Wood, Wymore—41.

Those voting in the negative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Bockock, Bradwell, Casey, Collins, Connolly, Cronkite, Crosby, Cullerton, Dewey, Dolan, Dresser, Ewing, Ferrier, Freeman, Golden, Gordon, Grant, Griffith, Halpin, Hart, Hite of Madison, Hite of St. Clair, Hollenback, Jacques, Jessup, Jones, Mann, Marsh, Massie, McAdams, McLaughlin, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Neville, Newton, Nulton, Oakwood, Oberly, Orendorf, Peltzer, Pinnell, Pyatt, Quinn, Race, Ray, Savage, Scott, Sheridan, Shumway, Soule, Starr, Streeter, Thomas, Warner, Webber, Weinheimer, Mr. Speaker—63.

So the amendment was not adopted.

On motion of Mr. Mann,

At 5:15 o'clock P. M., the House adjourned to 10 o'clock A. M. tomorrow.

WEDNESDAY, FEBRUARY 18, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Clark.

The journal of yesterday was being read, when,

On motion of Mr. Wood,

The further reading of the same was dispensed with.

Mr. Wood moved to reconsider the vote by which Senate bill, No. 529, for "An act concerning circuit courts and to fix the time of holding the same in the several counties of the judicial circuits in the State of Illinois, exclusive of Cook," approved May 2, 1873, was ordered to a third reading; which was agreed to.

Mr. Wood submitted the following amendment:

Amend by striking out all after the enacting clause, and insert, in lieu thereof, the following:

"That paragraph 21 of section 1 of an act entitled 'An act concerning circuit courts and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' be and the same is hereby amended so as to read as follows:

"*Twentieth Circuit.*—In the county of Christian, on the first Tuesday of February and third Tuesday of August; in the county of Montgomery, on the seventh Tuesday after the first Tuesday of February, and on the twelfth Tuesday after the third Tuesday of August; in the county of Fayette, on the third Tuesday after the first Tuesday in February, and the fourth Tuesday after the third Tuesday in August; in the county of Shelby, on the second Tuesday of May, and on the eighth Tuesday after the third Tuesday of August."

Which was adopted.

The bill was then ordered to a third reading.

On motion of Mr. Efner, it was

*Resolved.* That the Senate be requested to return to this house the resolution instructing our senators and requesting our representatives in Congress to use their endeavors to obtain the passage of an act providing for the opening of the railroad bridge at Clinton, Iowa, to the use of all railroads desirous of crossing the same.

On motion of Mr. Massie, it was

*Resolved.* That the revenue bills now before the House be referred to a special committee of five, to be appointed by the Speaker.

On motion of Mr. Bradwell, it was

*Resolved by the House of Representatives, the Senate concurring herein.* That the chief Enrolling and Engrossing Clerk[s] of the House of Representatives and the Senate be and they are hereby instructed and directed to allow no enrolled bills to be laid before the joint committee on enrolled and engrossed bills of this General Assembly, in which there has been an erasure of a word, words or sentence, or in which there is an interlineation of a word, words or sentence; and that all enrolled bills laid before said committee as correctly enrolled, shall be in a fair, legible handwriting, and without such interlineation or erasure. That in case any law shall be filed in the office of the Secretary of State not in accordance with the provisions of this resolution, it shall be the duty of the Secretary of State at once to notify the House in which such law originated.

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 808, for "An act to amend sections 6, 7 and 9 of an act entitled 'an act in regard to the completion of public parks, and the management thereof,' approved June 16, 1871," and to add two sections thereto.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 478, for "An act to revise the law in relation to township insurance companies."

Senate bill, No. 457, for "An act to revise the law in relation to jails and jailers."

Senate bill, No. 459, for "An act to revise the law in relation mines." In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Leave of absence was granted to Messrs. Taggart and Virden.

House bills on second reading being in order,

House bill, No. 809, for "An act to revise the law in relation to the State Normal Universities,"

Was read a second time, and referred to the select committee on state institutions.

House bill, No. 824, for "An act to amend sections 1, 2, 4, 7, 9 and 12 of an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,' and to repeal section 10 of said act," was read a second time.

Mr. Marsh submitted the following amendment :

Amend by striking out all after the enacting clause, and insert the following: "That the act entitled 'An act for the registry of electors, and to prevent fraudulent voting,' approved February 15, 1865, be and the same is hereby repealed."

On motion of Mr. Kase,

At 12:10 o'clock P. M. the House adjourned to 2:30 o'clock A. M.

#### TWO-THIRTY O'CLOCK, P. M.

The House met, pursuant to adjournment.

Mr. Rountree (by consent) introduced House bill, No. 857, for "An act concerning appropriation bills, or ordinances that may be passed in cities in this State,"

Which was read a first time and ordered to a second reading, and ordered printed.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following memorial, to-wit:

*To the Honorable the Senate and House of Representatives of the United States, in Congress assembled :*

Your memorialists, the People of the State of Illinois, represented in the General Assembly, do most respectfully represent to the Congress of the United States that the question of cheap transportation is agitating the people of the northwest to an extent that has never been equalled. The advocates are not confined to any particular party, but are a party of the people, the platform of which is cheap transportation for the products of the northwest to tide-water.

Your memorialists do further represent to the Congress of the United States that the increasing population and consequent enlarged production of tonnage of shipment to tide-water, admonish the nation to provide at an early day such cheap means of transporting the surplus products of the great west as will be remunerative to the producer.

Your memorialists are satisfied that increased water transportation between the east and west is one of the means by which the laborer can be rewarded for his toil, and as a step in this direction is the continuation of the Illinois and Michigan canal from the Illinois river to the Mississippi river, your memorialists do most respectfully urge upon Congress the wisdom and justice of an appropriation sufficient for this improvement. The route has been surveyed and pronounced by competent engineers practicable and comparatively cheap in the cost of construction. It is indeed a link in the great chain of water transportation between the east and the west that must be added before the country tributary to the Upper Mississippi can find a water outlet by the way of the upper lakes to tide-water.

Your memorialists do therefore most earnestly appeal to Congress to take early action in this improvement, to the end that the interests of the great grain-growing districts of the nation shall be fostered, the producer rewarded, and the manufacturing and other laboring masses of the east supplied at low prices with the abundance of life's necessities that cheap transportation can give them.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in their request that the Senate return to the House of Representatives their resolution in regard to the railroad bridge across the Mississippi river at Clinton, to-wit :

WHEREAS, all the railroad bridges across the Mississippi river are by law open to the use of all railroads desirous of using the same, except the railroad bridge at Clinton, Iowa, which is used exclusively by the Chicago and Northwestern Railroad; and whereas, there are two lines of railroad on the east side of the Mississippi river desirous of crossing said bridge at Clinton and connecting with other railroads in the State of Iowa, thereby increasing the facilities for inter-State commerce; therefore, be it

*Resolved by the General Assembly of the State of Illinois.* That our honorable Senators in Congress be instructed, and our Representatives be requested to use their utmost endeavors to obtain the early passage of an act providing for the opening of said railroad bridge at Clinton to the use of all railroads desirous of crossing the same, on payment of a just and reasonable compensation for such use.

*Resolved.* That the foregoing resolution be certified by the presiding officers of the General Assembly, and copies thereof be forthwith forwarded to said Senators and Representatives in Congress.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and, on February 18, 1874, laid before the Governor for his approval, viz :

Senate bill, No. 486, for "An act to repeal an act entitled 'an act to establish a court of common pleas in the city of Amboy,' approved March 11, 1869."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and, on the 18th day of February, 1874, laid before the Governor for his approval, viz :

House bill, No. 808, for "An act to amend section six (6), seven (7), and nine (9) of an act entitled 'an act in regard to the completion of public parks, and the management thereof,' approved June 16, 1871, and to add two (2) section thereto."

A message from the Governor, by Philo J. Beveridge, Private Sec'y:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

House bill, No. 808, for "An act to amend sections six (6), seven (7) and nine (9) of an act entitled 'an act in regard to the completion of public parks, and the management thereof,' approved June 16, 1871, and to add two (2) sections thereto."

Senate bill, No. 486, for "An act to repeal an act entitled 'an act to establish a court of common pleas in the city of Amboy,' approved March 11, 1869."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit :

WHEREAS, the interests of the people of this State demand an increase in the volume of our currency; and whereas, the National Banking Act, basing the currency upon United States bonds, is the best medium for giving the people currency; therefore,

*Resolved by the Senate, the House concurring herein.* That our Senators in Congress be instructed and our Representatives requested, as speedily as may be, to procure the passage a law authorizing free banking under the National Bank Act.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

The House resumed the unfinished business of this morning, being the consideration of the amendment submitted by Mr. Marsh to House bill, No. 824.

Mr. Johnson submitted the following amendment:

Amend section 18, so as to read as follows:

"Section 18. The necessary blanks for making the registries required by law shall be procured and furnished by the county boards of the respective counties, at the expense thereof. If any county board shall neglect or fail to deliver registers to any board of registry of the county at least twenty days before the day fixed for registry, such board of registry shall, at the expense of the county, furnish itself with registries."

Which was not adopted.

The question recurring on adopting the amendment submitted by Mr. Marsh, it was decided in the affirmative, yeas 68, nays 50—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Boccock, Booth, Bryant, Casey, Collins, Condon, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dresser, Dunham, Easley, Efner, Flanders, Freeman, Gordon, Grey, Griffith, Halpin, Harvey, Herrington, Hertling, Hite of Madison, Hite of St. Clair, Holles, Jaques, Jackson, Jessup, Kann, Kase, Loomis, Marsh, McAdams, McLaughlin, McPherran, Meacham, Middlecoff, Moore of Adams, Moose, Morrison, Moffett, Neville, Nulton, Oberly, Orendorff, Quinn, Rogers, Savage, Scott, Shaw, Sherman, Shumway, Smith, Stroud, Thornton, Warner, Webber, Webster, Weinheimer—68.

Those voting in the negative are,

Messrs. Barkley, Bradwell, Branson, Carpenter, Connolly, Crawford, Ferrier, Freeland, Golden, Graham, Grant, Gridley, Hart, Henry, Hollenback, Hopkins, Inscore, Johnston, Jones, Lietze, Mann, Mitchell, Moore of Marshall, Oakwood, Oleon, Peltzer, Penfield, Pinnell, Plowman, Pyatt, Race, Rankin, Ray, Rice, Rountree, Sawyer, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Thomas, Truitt, Walker, Washburn, Westfall, Wood, Wymore, Mr. Speaker—50.

So the amendment was adopted.

Mr. Herrington moved to order the bill engrossed for a third reading.

Mr. Bradwell moved to lay the motion on the table; which was not agreed to—yeas 32, nays 78—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Barkley, Bradwell, Branson, Carpenter, Ferrier, Freeland, Grant, Gridley, Hollenback, Hopkins, Inscore, Jones, Lietze, Mann, Mitchell, Oakwood, Oleon, Penfield, Pinnell, Pyatt, Race, Rountree, Sawyer, Sheridan, Soule, Starr, Thomas, Truitt, Warner, Washburn, Weinheimer, Westfall—32.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Boccock, Booth, Bryant, Casey, Collins, Condon, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dunham, Efner, Flanders, Freeman, Golden, Gordon, Grey, Griffith, Halpin, Hart, Harvey, Herrington, Hertling, Hite of Madison, Hite of St. Clair, Holles, Jaques, Jackson, Jessup, Johnston, Kann, Kase, Loomis, Marsh, Massie, McAdams, McLaughlin, McPherran, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Neville, Nulton, Oberly, Peltzer, Quinn, Rankin, Ray, Rice, Rogers, Savage, Scott, Shaw, Sherman, Shumway, Smith, Stewart of Winnebago, Stroud, Thornton, Webber, Webster, Wood, Wymore, Mr. Speaker—78.

So the motion was not agreed to.

The question being on the motion to order the bill engrossed for a third reading, it was decided in the affirmative.

House bill, No. 796, for "An act in relation to the assessment and collection of taxes, for the year A. D. 1873, in towns, townships, school districts, and incorporated cities, towns and villages, and providing for their validity," was read a second time.

Mr. Massie moved to amend the bill by striking out the preamble; which was agreed to.

On motion of Mr. Armstrong of LaSalle,

The bill was referred to the committee on revenue.

By consent, Senate bill, No. 453, for "An act to revise the law in relation to the general assembly,"

Was taken up and read a second time.

Mr. Connolly submitted the following amendment:

Add to section 6—

“But testimony of a witness examined and testifying before either House of the General Assembly, any committee of either House, or any joint committee of the two Houses, shall not be used as evidence in any criminal proceedings against such witness in any court of justice: *Provided*, that no official paper or record produced by such witness on examination shall be held or taken to be included within the privilege of said evidence so to protect such witness from any criminal proceeding as aforesaid; and no witness shall hereafter be allowed to refuse to testify to any fact, or to refuse to produce any paper, touching which he shall be examined by either House, or by any of the said committees, for the reason that his testimony touching such fact or the production of such paper may tend to disgrace him or render him infamous: *Provided, further*, that nothing in this act shall be construed to exempt any witness from prosecution and punishment for perjury committed by him in testifying as aforesaid.”

Which was adopted.

Mr. Bradwell submitted the following amendment:

Add to the bill the following—

“Section 14. Whereas an emergency exists, therefore this act shall take effect and be in force from and after its passage.”

Which was adopted.

The bill was then ordered to a third reading.

Mr. Rountree (by consent), from the committee on municipal affairs, to which was referred House bill, No. 826, for “An act giving additional powers and jurisdiction to boards of health in cities where they now exist,” reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill read a second time.

Mr. Oberly submitted the following amendment:

Insert after the word “exist,” in line 1, section 1, the words, “or may hereafter be established.”

Which was adopted.

On motion of Mr. Rountree,

The title was amended by adding the words “or may hereafter be established.”

The bill was then ordered engrossed for a third reading.

Mr. Hart submitted the following:

*To the Honorable Speaker, and House of Representatives:*

GENTLEMEN: Your committee on county and township organization, to whom was referred House bill, No. 836, for “An act to enable towns embraced within the limits of any incorporated village of not more than ten thousand inhabitants, which village is composed of two or more towns, and covering an area of six miles square, to be separate and independent of and from such village incorporation,” have had the same under consideration, and have instructed me to report the same back, and recommend that it do not pass, and to submit, as a substitute therefor, House bill, No. 858, for “An act to set off from incorporated towns certain territory, which, by the county board, has been formed into a new town, or part thereof,” and recommend that the substitute be passed.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time and ordered to a second reading.

On motion of Mr. Efner,

The Senate joint resolution relating to instructing our senators in Congress and requesting our representatives to endeavor to obtain the passage of an act opening the railroad bridge at Clinton to the use of all railroads desiring to use the same, was taken up and referred to the committee on railroads.

Mr. Hart submitted the following :

*To the Honorable Speaker and House of Representatives :*

GENTLEMEN : Your committee on county and township organization, to whom was referred House bill, No. 849, for "An act for the protection of hunters," have had the same under consideration, and have instructed me to report the same back and recommend that it do pass.

The report of the committee was concurred in, the bill read a second time and ordered engrossed for a third reading.

On motion of Mr. Hopkins,

The rules were suspended to receive a report from the committee on penitentiary.

Mr. Barkley, from the committee on penitentiary to which was referred Senate bill, No. 192, for "An act regulating the labor of convicts of the penitentiary of the State," reported the same back and recommended that the bill be passed.

The report of the committee was concurred in, and the bill read a second time.

Mr. Barkley submitted the following amendment :

Amend by the addition of the following clause: "*And, provided, further, that this act shall not be construed to prohibit the employment of convicts outside the prison walls by the warden and commissioners, in labor incident to the business and management of the penitentiary.*"

Which was adopted.

The bill was then ordered to a third reading.

On motion of Mr. Washburn,

Senate bill, No. 481, for "An act to revise the law in relation to toll roads," was taken up and referred to the committee on roads, highways and bridges.

Mr. Inscore, from the committee on miscellaneous subjects, reported back House bill, No. 852, for "An act to prevent fraud or fraudulent practices upon hotel keepers or inn keepers, and to provide a remedy therefor," with the recommendation that it do pass.

The report of the committee was concurred in, the bill read a second time and ordered engrossed for a third reading.

Mr. Hopkins, from the special committee on game and fish, reported back Senate bill, No. 296, for "An act to secure the free passage of fish in all the waters of this State," with amendments.

The bill was read a second time, the amendments adopted, and the bill as amended ordered to a third reading.

Leave of absence granted to Mr. Granger.

Mr. Mann moved to reconsider the vote by which House bill, No. 259, for "An act to simplify the forms of pleading," was ordered to a third reading.

On motion of Mr. Truitt,

The consideration of the motion was made the special order for February 19, at 3 o'clock P. M.

On motion of Mr. Rountree,

At 5:15 P. M. the House adjourned until 7:30 o'clock P. M.

## SEVEN-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

By consent, Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence,"

Was taken up and read a first time and ordered to a second reading.

Mr. Connolly (by consent) introduced House bill, No. 859, for "An act to amend section fourteen (14) of an act entitled 'an act concerning jurors, and to repeal certain acts herein named,' approved February 11, 1874."

Which was read a first time and ordered to a second reading.

On motion of Mr. Connolly,

At 9:30 o'clock P. M., the House adjourned to 10 o'clock A. M. tomorrow.

## THURSDAY, FEBRUARY 19, 1874.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Clark.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Oleson,

The further reading of the same was dispensed with.

Leave of absence was granted to Mr. Loomis.

The Speaker laid before the House a communication from a mass meeting of citizens of Shelby county, asking for the passage of the bill introduced in the Senate by Mr. Voris, relating to railroads.

Which was referred to the committee on railroads.

On motion of Mr. Westfall,

The rules were suspended to receive a resolution.

Mr. Westfall submitted the following resolution:

*Resolved by the House of Representatives, the Senate concurring herein, That when the two houses adjourn on this, Thursday evening, February 19, they adjourn to meet on Tuesday, February 24, at 10 o'clock A. M.*

Which was agreed to—yeas 57, nays 40—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Ballow, Bocoock, Booth, Bradwell, Crosby, Cullerton, Dresser, Efner, Ferrier, Flanders, Golden, Gordon, Grey, Halpin, Herrington, Herting, Hite of Madison, Hollenback, Hopkins, Jackson, Johnston, Kann, Lemma, Lietze, Maasie, McAdams, McLaughlin, Mencham, Mitchell, Moore of Adams, Newton, Oakwood, Oleson, Peltzer, Penfield, Pinnell, Ramey, Rankin, Ray, Rogers, Rountree, Sawyer, Scott, Shaw, Sheridan, Smith, Snow, Starr, Thomas, Walker, Webber Webster, Weinheimer, Westfall, Wymore—57.

Those voting in the negative are,

Messrs. Barkley, Blakely, Branson, Bryant, Casey, Collins, Connolly, Crawford, Cronkrite, Darnell, Deiment, Dewey, Dolan, Dunham, Froeman, Gridley, Hart, Harvey, Henry, Hite of St. Clair, Holles-Jaquess, Jessup, Jones, Kase, Marsh, McPherran, Morrison, Oberly, Pyatt, Rice, Savage, Shumway, Soule, Stewart of Winnebago, Streeter, Truitt, Warner, Washburn, Wood—40.

So the resolution was adopted.

Mr. Connolly (by consent), submitted the following:

WHEREAS, by joint resolution of the Senate and House, the Secretary of State has been directed to cause to be published and distributed, without delay, to the clerks of the several counties, copies of "An act concerning jurors," approved February 11, 1874; and



WHENAS, an error has been discovered in section 14 of said act, to correct which a bill has been introduced in the House, read a first time and ordered to a second reading; therefore,

*Resolved by the House, the Senate concurring herein,* That the Secretary of State be and he is hereby directed to cause the publication and distribution of said act to be suspended until said amendatory bill shall be passed and approved, and that he then cause said act, incorporating said section 14 as amended, to be printed and distributed as heretofore directed.

Which was adopted.

On motion of Mr. Bradwell,

Senate bill, No. 453, for "An act to revise the law in relation to the General Assembly," was taken up, and read a third time.

The bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 109, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Boock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Collins, Condon, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dresser, Dunham, Esner, Ferrier, Flanders, Freeland, Golden, Gordon, Graham, Grant, Grey, Gridley, Halpin, Hart, Harvey, Hay, Henry, Herrington, Herting, Hite of Madison, Hite of St. Clair, Hoiles, Hollenback, Hopkins, Jackson, Jaquess, Johnston, Jones, Kasa, Lemma, Leitz, Mann, Marsh, Massie, McAdams, McLaughlin, McPherran, Meacham, Mitchell, Moore of Adams, Moose, Morrison, Moffett, Newton, Oakwood, Oberly, Olson, Peltzer, Penfield, Plunell, Plowman, Pyatt, Ramey, Rankin, Ray, Rice, Rogers, Rountree, Savage, Sawyer, Scott, Shaw, Sheridan, Shumway, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Thomas, Thornton, Truitt, Walker, Warner, Washburn, Webber, Webster, Weinheimer, Wood, Wymore, Mr. Speaker—109.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit:

*Resolved by the Senate, the House of Representatives concurring,* That our Senators in Congress be instructed and our Representatives requested to use their influence to secure the passage of a law, giving to officers in the late war pay from the date of their commissions to the time they were mustered into the service of the United States as such officers.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit:

*Resolved by the House of Representatives, the Senate concurring herein,* That the chief Enrolling and Engrossing clerk of the House of Representatives and the Senate be and they are hereby instructed and directed to allow no enrolled bills to be laid before the joint committee on enrolled and engrossed bills of this General Assembly, in which there has been an erasure of a word, words or sentence, or in which there is an interlineation of a word, words or sentence, and that all enrolled bills laid before said committee as correctly enrolled, shall be in a fair, legible handwriting, and without such interlineation or erasure; that in case any law shall be filed in the office of the Secretary of State not in accordance with the provisions of this resolution, it shall be the duty of the Secretary of State at once to notify the House in which such law originated.

On motion of Mr. Shaw,

House bill, No. 815, for "An act to extend the jurisdiction of county courts, and to provide for the practice thereof, to fix the time for holding the same, and to repeal an act therein named," was taken up, and read a second time.

The following amendment, to-wit: Change section 10 of the bill to 12, and add the section following,

"§ 10. The grand jury of the circuit court may indict for all offenses cognizable under this act, which indictments may, in the discretion of said circuit court, be certified under the seal thereof to the county court for process and trial, which process shall be the same as like process in the circuit court."

Submitted by the committee, was taken up and adopted.

The following amendment: Insert the following section,

“§ 11. In certifying indictments from the circuit court to the county court, the clerk of the circuit court may use the following form, substantially:

“STATE OF ILLINOIS, ..... County. ss.

“I, ..... clerk of the circuit court, in and for the county of ....., aforesaid, do certify that the within bill of indictment was, on the .... day of ....., duly presented in open court by the grand jury of said county, and being duly examined by the said circuit court, it was ordered by the court that the same be certified by the clerk of the circuit court to the county court for process and trial, which is done accordingly.

“Which certificate, when indorsed on the back of any indictment, shall be sufficient to warrant a trial and conviction of any party charged in any indictment so certified, and shall be deemed a sufficient record to authorize the county court to try the party so indicted: *Provided*, either party may ask for and obtain a rule on the clerk of the circuit court for a complete record, duly and properly certified, of any cause pending in the county court having been certified as aforesaid; and it shall be the duty of the clerk of the circuit court to obey any rule of the county court for the purpose aforesaid, and when a complete record shall be so certified to the county court, said court shall be governed thereby in all respects in all its proceedings.”

Submitted by the committee, was taken up.

Mr. Branson submitted the following amendment to the amendment:

Add to amendment, to-wit: “*Provided, further*, that nothing in this act contained shall be construed as affecting the jurisdiction of the criminal court of Cook county, as now provided by law.”

Which was adopted.

The question then being on adopting the amendment, as amended, it was decided in the affirmative.

Mr. Armstrong of Grundy submitted the following amendment:

Amend section 1 by striking out all after the enacting clause.

Which was adopted.

Mr. Armstrong of Grundy submitted the following amendment:

Amend by striking out section 2, entire.

Which was adopted.

Mr. Armstrong of Grundy submitted the following amendment:

Amend section 3 by striking out all of the first line to and including the word “act,” (in printed bill,) and insert the following, to-wit; “That in addition to the jurisdiction now conferred by law.”

Which was adopted.

Mr. Starr submitted the following amendment:

Amend section 3, fourth line, after the word “exceeding,” by striking out “five hundred” and inserting “one hundred.”

Which was not adopted.

Mr. Wood submitted the following amendment:

Amend section 4, line 2, by striking out the word “second,” and insert “third.”

Which was not adopted.

Mr. Rountree submitted the following amendment:

Amend section 4 by striking out the word “third,” in line 2, and inserting “first.”

Which was adopted.

Mr. Moore of Marshall submitted the following amendment:

Strike out of the second and third lines of section 4, the words “of the second Monday of the month.”

Which was not adopted.

Mr. Ballow submitted the following amendment:

Amend by striking out the word "April," in the 5th line of the 4th section.

Which was adopted.

Mr. Penfield submitted the following amendment:

Amend section 4, line 14, so that it will read after the word "January," "May and August."

Which was adopted.

Mr. Barkley submitted the following amendment:

Amend section 4, in line 17, by striking out the word "June," and inserting "July."

Which was adopted.

Mr. Bradwell submitted the following amendment:

In line 20, strike out "September," and insert "October."

Which was adopted.

Mr. Smith submitted the following amendment:

Line 30, section 4, amend by striking out "May," and "October," and insert "June," and "December."

Which was adopted.

Mr. Jaquess submitted the following amendment:

Strike out "June," and insert "July," in the 28th line.

Which was adopted.

Mr. Scott submitted the following amendment:

In line 38, section 4, strike out the words "January, May and September," and insert the words "March, June and October."

Which was adopted.

Mr. Rankin submitted the following amendment:

Strike out of line 40, section 4, the words "January and June," and insert the words "February and October."

Which was adopted.

Mr. Flanders submitted the following amendment:

Line 44, amend by striking out the words "January and June," and insert "February."

Which was adopted.

Mr. Jones submitted the following amendment:

Strike out of line 47, section 4, the word "June," and insert "April."

Which was adopted.

Mr. Mann submitted the following amendment:

Strike out of line 49, the word "August," and insert "September."

Which was adopted.

Mr. Hollenback submitted the following amendment:

Strike out "August and November," and insert "September and December," in line 51.

Which was adopted.

Mr. Hart submitted the following amendment:

Strike out "July," in line 54.

Which was adopted.

Mr. Flanders submitted the following amendment:

Line 55, section 4, amend by striking out the words "June and."

Which was adopted.

Mr. Crosby submitted the following amendment:

Strike out the word "June," in 65th line.

Which was adopted.

Mr. Moore of Marshall submitted the following amendment:  
Strike out the word "September," in the 66th line, and insert "August."  
Which was adopted.

Mr. Wymore submitted the following amendment:  
Strike out "January and June," and insert "February and July," in the 68th line.

Which was adopted.

Mr. Streeter submitted the following amendment:

Strike out, in line 70, the words "and June."

Which was adopted.

Mr. Truitt submitted the following amendment:

Strike out all after the word "Montgomery," in the 72d line, and insert "in January, May and September."

Which was adopted.

Mr. Starr submitted the following amendment:

Amend section 4, 76th line, strike out "August and November," and insert "September."

Which was adopted.

Mr. Massie submitted the following amendment:

Strike out line 79, and insert the words "Pike, in January, May and September."

Which was adopted.

Mr. Wymore submitted the following amendment:

Strike out of line 80, the words "January and June," and insert the words "February and July."

Which was adopted.

Mr. Casey submitted the following amendment:

Strike out "and September," in line 81.

Which was adopted.

Mr. Jaquess submitted the following amendment:

Strike out the word "June," in the 84th line, and insert "July."

Which was adopted.

Mr. Orendorff submitted the following amendment:

Amend section 4, in line 88, strike out the words "February, April, August," and insert in lieu thereof the words "March, June, September."

Which was adopted.

Mr. Darnell submitted the following amendment:

Strike out, in line 89, "January, March and November," and insert "February and August."

Which was adopted.

Mr. Wood submitted the following amendment:

Strike out all after "January," in the 90th line, and insert "April, July and September."

Which was adopted.

Mr. Dresser submitted the following amendment:

Strike out "January and June," in 91st line, and insert "February and August."

Which was adopted.

Mr. Bocock submitted the following amendment:

Strike out "January," and insert "December," in the 92d line.

Which was adopted.

Mr. Ewing submitted the following amendment:

Strike out the word "June," where it refers to Douglas county, and insert July."

Which was adopted.

Mr. Cronkrite submitted the following amendment:  
Strike out "June," in 93d line, and insert "February, May and October."

Which was adopted.

Mr. Snow submitted the following amendment:  
Strike out "April and June," in 94th line, and insert "January, April and October."

Which was adopted.

Mr. Jaquess submitted the following amendment:

Strike out "June," in the 97th line, and insert "July."

Which was adopted.

Mr. Grant submitted the following amendment:

Strike out "June," in the 98th line, and insert "August."

Which was adopted.

Mr. Lietze submitted the following amendment:

Amend in line 99—strike out the word "June," and insert "July."

Which was adopted.

Mr. Barkley submitted the following amendment:

Amend section 4, in line 100, by striking out the word "June," and insert the word "July."

Which was adopted.

Mr. Walker submitted the following amendment:

Amend section 4, line 101, strike out "January and June," and insert "February and August."

Which was adopted.

Mr. Mitchell submitted the following amendment:

Strike out "January and June," in 104th line, and insert "February and August."

Which was adopted.

Mr. Crawford submitted the following amendment:

Strike out the words "and June," in the 105th line, and insert the words "July and November."

Which was adopted.

Mr. Webber submitted the following amendment:

Amend by striking out "June," in the 106th line.

Which was adopted.

Mr. Hite of Madison submitted the following amendment:

Strike out in line 64, the words "January and June," and insert "February and August."

Which was adopted.

Mr. Wymore submitted the following amendment:

Strike out "January and June," in the 39th line, and insert "February and July."

Which was adopted.

Mr. Dement submitted the following amendment:

Strike out "September," in 56th line.

Which was adopted.

Mr. Connolly submitted the following amendment:

Amend section 4, by numbering it section 2, and by making line 5 section 3, and by making a section of each succeeding line in the section, and to re-number the succeeding section.

Which was adopted.

Mr. Neville submitted the following amendment:  
Add "November," in the 83d line.  
Which was adopted.

On motion of Mr. Thornton,  
At 12:25 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Moore of Marshall, from committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed on February 19th, 1874 :

House bill, No. 792, for "An act to authorize incorporated cities, towns or villages in this State, situated upon the banks of navigable rivers, to lease parts of their public landings or levees."

Mr. Moore of Marshall, from committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on February 19th, A. D. 1874 :

House bill, No. 670, for "An act to amend section 128 of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872, in force July 1, 1872."

House bill, No. 794, for "An act concerning police magistrates, and to repeal an act therein named."

House bill, No. 832, for "An act to amend section 6, of article 6, of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, A. D. 1872, and in force July 1, A. D. 1872."

House bill, No. 806, for "An act to amend section 6 of 'an act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms,' approved March 7, 1872."

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution; to-wit:

WHEREAS, by joint resolution of the Senate and House, the Secretary of State has been directed to cause to be published and distributed, without delay, to the clerks of the several counties, copies of "An act concerning jurors," approved February 11, 1874; and

WHEREAS, an error has been discovered in section 14 of said act, to correct which a bill has been introduced in the House, read a first time and ordered to a second reading; therefore,

Resolved by the House, the Senate concurring herein, That the Secretary of State be and he is hereby directed to cause the publication and distribution of said act to be suspended until said amendatory bill shall be passed and approved, and that he then cause said act, incorporating said section 14 as amended, to be printed and distributed as heretofore directed.

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 348, for "An act to revise the law in relation to idiots, lunatics and spendthrifts."

Senate bill, No. 383, for "An act to revise the law in relation to divorce."

Senate bill, No. 397, for "An act to revise the law in relation to marriages."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the title, to-wit:

Senate bill, No. 364, for "An act to appropriate money to pay the salary and expense of publishing the report of the State Entomologist."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 609, for "An act in regard to canal companies."

The House resumed the unfinished business of this morning, being the consideration of House bill, No. 815.

Mr. Golden submitted the following amendment:

Strike out all of section 5, except the last sentence, and insert, "§ 5. At each of said terms there shall be a jury consisting of the same number, selected, summoned and impaneled in the same manner as is now or may hereafter be provided by law for the circuit court: *Provided*, that cases in such court requiring a jury shall have precedence of all business in said court until such cases are disposed of."

Which was not adopted.

Mr. Jaquess submitted the following amendment:

Add to section 5, "*Provided*, that in case the sheriff, coroner or bailiff be interested in any jury case pending, or in any case, any party interested, or any attorney, may object to any sheriff, coroner or bailiff selecting the jury. If the court shall think such objection reasonable, the court shall appoint an impartial bailiff to summon such jury."

Which was adopted.

Mr. Gray submitted the following amendment:

Amend section 5 by striking out the word "twelve" in the fifth line, and insert the words "twenty-four" in lieu thereof.

Which was not adopted.

Mr. Dunham submitted the following amendment:

Add to section 3, "*Provided*, no appeals shall be allowed from justices of the peace to the county courts."

Which was adopted.

Mr. McPherran submitted the following amendment:

Insert in the fifth line of section 5, after the word "jurors," the words "unless the parties to such suit or criminal proceeding shall elect to have the same tried by six jurors."

Which was adopted.

Mr. Dunham submitted the following amendment:

Add to the end of section 6: "*Provided*, that when a change of venue shall be granted on account of the interest or other disability of the judge, the case shall be transferred to the circuit court of the county in which said court shall be held."

Which was adopted.

Mr. Golden submitted the following amendment:

Strike out in section 7, line 2, the words, "or vacation."

Which was not adopted.

Mr. Armstrong of Grundy submitted the following amendment:

Amend section 7, by striking out of the last line the words, "section four (4) of," and add to the end of the section the following, to-wit:

"Nothing in this act contained shall be construed to affect the jurisdiction of justices of the peace."

Which was adopted.

Mr. Branson submitted the following amendment:

Add to the last section the following: "Nor shall any suit or proceeding pending in the county court under the act hereby repealed be abated by such repeal, and all such suits or proceedings pending, when this act takes effect, shall stand continued to the first term of court to be held under the provisions of this act."

Which was adopted.

Mr. Wood submitted the following amendment:

Amend line 29 by striking out the words "January and," so that it shall read, "Effingham in June."

Mr. Westfull submitted the following amendment:

"§ 6. The process, practice and pleadings in said court, in common law cases, shall be the same as before justices of the peace, but the process, orders and judgments of said court shall have the same forms, force, lien and effect as in like cases in the circuit courts; and the clerk of said county court shall charge and collect like fees as the clerk of the circuit court for similar cases."

Which was not adopted—yeas 38, nays 61—the yeas and nays being demanded by five members,

Those voting in the affirmative are,

Messrs. Barkley, Blakely, Bocoock, Bradwell, Connolly, Cronkrite, Darnell, Dement, Ferrier, Flanders, Freeman, Gordon, Graham, Gridley, Hite of Madison, Hopkins, Jackson, Jones, Kann, Lietze, Massie, McLaughlin, Morrison, Newton, Pinnell, Plowman, Pyatt, Ramey, Rankin, Soott, Snow, Starr, Streator, Webber, Webster, Weinheimer, Westfall Wood—38.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Branson, Bryant, Casey, Carponter, Collins, Condon, Crawford, Crosby, Dewey, Dolan, Dresser, Dunham, Efner, Freeland, Golden, Grey, Halpin, Hart, Harvey, Hay, Henry, Herling, Hite of St. Clair, Hollenback, Inscore, Jaquess, Johnston, Kase, Lemma, Mann, Marsh, McAdams, McPherran, Meacham, Mitchell, Moore of Marshall, Moore of Adams, Moffett, Oakwood, Olason, Penfield, Quinn, Race, Rice, Rogers, Rountree, Savage, Sawyer, Shaw, Sherman, Smith, Soule, Stewart of McLean, Stroud, Thomas, Truitt, Warner, Washburn—61.

So the amendment was not adopted.

Mr. Dunham submitted the following amendment:

Amend section 7 by inserting after the word "law," in the eighth line "but if the defendant shall not waive a jury and submit to a final trial, it shall be the duty of the judge of said court to inquire into the truth or probability of the charge, and discharge the defendant, or hold him, as in preliminary examination before justices of the peace."

Which was adopted.

Mr. Dement submitted the following amendment:

Strike out the words "and December," in the fifty-sixth line.

Which was adopted.

Mr. Kase submitted the following amendment:

Amend by striking out all but the enacting clause and insert: "That the bill for an act to extend the jurisdiction of county courts and to provide for the practice therein, passed A. D. 1872, and in force from the 1st day of July, A. D. 1872, be and is hereby repealed."

Which was not adopted.

The bill was then ordered engrossed for a third reading.

Mr. Hart submitted the following resolution:

*Resolved by the House, the Senate concurring herein, That the special committee on State institutions, to whom was referred House bill No. 787, be instructed to report said bill back to this House without delay.*

Which was adopted.



Mr. Wood (by consent), from the committee on roads, highways and bridges, to which was referred Senate bill, No. 481, for "An act to revise the law in relation to toll roads," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, and the bill read a second time.

The following amendment, to-wit: To insert in line two of section 12, before the word "funeral," the word "or," and after the word "funeral" the words "where the distance traveled over such toll road does not exceed three miles," submitted by the committee, was taken up.

Mr. Cullerton submitted the following amendment to the amendment submitted by the committee:

Amend the amendment by striking out the word "three" and insert the word "five."

Which was not adopted.

The question recurring on the adoption of the amendment, it was decided in the affirmative.

The following amendments, to-wit: To strike out of section 12, line 3, the words "or any court which he is required to attend as a juror or witness," and to strike out of section 13, line 2, the words "town or village," submitted by the committee, were taken up and adopted.

Mr. Jones submitted the following amendment:

Strike out section 12.

Which was adopted.

Mr. Connelly submitted the following amendment:

Add to section 6 the following:

"*Provided*, nothing in this act contained shall be construed to require any company now owning or operating any toll road of less than fourteen feet in width, to widen such road, but no such company shall be allowed to charge more than three-fourths the maximum rates of toll fixed by this act until after such road shall have been made full fourteen feet wide."

Which was adopted.

Mr. Armstrong of LaSalle submitted the following amendment:

Insert after the word "county," where it occurs the second time in line 2, section 4, the words "and the consent of the commissioners of highways of the town."

Which was adopted.

Mr. Wood submitted the following amendment:

Strike out of section 14 the words "falsely represent himself as being one of the classes exempt from toll."

Which was adopted.

The bill was then ordered to a third reading.

Mr. Bradwell (by consent) submitted the following resolution:

*Resolved*, That when this House adjourn on to-morrow evening, it adjourn until Monday, February 23, 1874, at 6 o'clock, P. M.

Which was adopted.

Mr. Crawford moved to reconsider the vote by which the joint resolution recalling House bill, No. 787, from joint committee on state institutions, was adopted.

Mr. Armstrong of LaSalle moved to postpone the consideration of the motion until to-morrow after reading the journal; which was not agreed to.

The question then being on the motion to reconsider, it was decided in the negative.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the request for the appointment of a committee of conference in regard to House amendments to Senate bill, No. 279, for "An act to revise the law in relation to the Secretary of State," and the President of the Senate has appointed Senators Canfield, Steele and Starne, on the part of the Senate.

Mr. Wood submitted the following report :

To HON. S. M. CULLOM,

*Speaker of the House of Representatives :*

The committee on roads, highways and bridges, to whom was referred House bill, No. 854, for "An act to repeal an act entitled 'an act to amend an act to incorporate the St. Clair county turnpike company,' approved February 16, 1861," have instructed me to report the same back, with the recommendation that it do pass.

The report of the committee was concurred in, the bill read a second time and ordered engrossed for a third reading.

Mr. Armstrong of LaSalle presented a communication from Nicholson and Bruce, asking for reimbursement for damages caused by building the lock and dam at Henry, in Marshall county; which was referred to the committee on canal and river improvement.

The Speaker announced as select committee on revenue, Messrs. Massie, Savage, Connolly, McPherran and Halpin.

Mr. Dunham submitted the following resolution :

WHEREAS, the chairman of the committee on printing has reported to the House that Ben. A. Richards, Thos. S. Plunkard, Frank Posey, J. P. Baker, Geo. R. Webber, and Enoch Payne have refused to answer certain questions propounded to them, respectively, by said committee, touching the matter of state printing and the letting of the contracts relating to the same: therefore, be it

*Resolved*, That the Speaker be, and he is hereby directed to cause to be summoned to appear before the House on the 20th day of February, at 10 A. M., the above named persons, to testify and answer such questions as may be put to them, respectively, touching said printing and the contracts relating to the same; and that if said persons, when summoned and before the House, shall improperly refuse to answer such questions as the House may direct to be propounded them respectively, that they be dealt with as for contempt.

Which was adopted, yeas 83, nays 12—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Ballow, Barkley, Blakely, Booth, Bradwell, Branson, Bryant, Casey, Carpenter, Collins, Condon, Crawford, Crosby, Cullerton, Darnell, Dement, Dewey, Dreesser, Dunham, Flanders, Freeland, Freeman, Golden, Gordon, Graham, Gridley, Griffith, Halpin, Henry, Herrington, Herting, Hite of Madison, Hite of St. Clair, Jaquess, Jackson, Kann, Kase, Lemma, Mann, Marsh, Massie, McAdams, McLaughlin, Meacham, Moore of Marshall, Moore of Adams, Morrison, Moffett, Neville, Newton, Oakwood, Oberly, Peltzer, Penfield, Pyatt, Quinn, Ramey, Rankin, Rice, Rogers, Rountree, Savage, Sawyer, Scott, Shaw, Shoridan, Sherman, Shumway, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Thomas, Thornton, Walker, Washburn, Webber, Webster, Weinheimer, Wood, Wymore—83.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Connolly, Efner, Hopkins, Inscore, Jessup, Johnston, Jones, McPherran, Orendorff, Pinnell, Snow—13

So the resolution was adopted.

On motion of Mr. Cullerton,

At 6 o'clock P. M. the House adjourned to 10 o'clock A. M. to-morrow.

FRIDAY, FEBRUARY 20, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Clark.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Snow,

The further reading of the same was dispensed with.

The Speaker laid before the House the following summons, issued in compliance with a resolution adopted by the House on the 19th day of February, 1874, with the return of the officer serving the same endorsed thereon:

*In the Name of the People of the State of Illinois:*

In pursuance of a resolution of the House of Representatives, adopted on the 19th day of February, 1874, a copy of which is as follows:

WHEREAS, The chairman of the committee on printing has reported to the House that Ben. A. Richards, Thos. S. Pinckard, Frank Posey, J. P. Baker, Geo. R. Webber, and Enoch Payne, have refused to answer certain questions propounded to them, respectively, by said committee, touching the matter of State printing and the letting of the contracts relating to the same; therefore, be it

*Resolved*, That the Speaker be and he is hereby directed to cause to be summoned to appear before the House, on the 20th day of February, at 10 A. M., the above named persons, to testify and answer such questions as may be put to them, respectively, touching said printing and the contracts relating to the same; and that if said persons, when summoned and before the House, shall improperly refuse to answer such questions as the House may direct to be propounded them, respectively, that they be dealt with as for contempt.

I hereby command you, Benjamin A. Richards, Thomas S. Pinckard, Frank Posey, George R. Webber, J. P. Baker, and Enoch Payne, to be and appear before the House of Representatives, on Friday, the 20th day of February, 1874, at 10 o'clock A. M., to answer such question as may be put to you touching the matters and things referred to in said resolution.

SPRINGFIELD, ILLINOIS, February, 19, 1874.

S. M. CULLOM.

*Speaker House of Representatives.*

Attest: DANIEL SHEPARD,

*Clerk House of Representatives.*

I do hereby certify that I served the within summons on the within named Benj. A. Richards, Thos. S. Pinckard, Frank Posey, George R. Webber, Enoch Payne, this 20th day of February, A. D. 1874, by reading the same and delivering a copy thereof to each of them.

JAS. P. ROBERTS,

*Second Ass't Doorkeeper H. R.*

In compliance with said summons Messrs. Thomas S. Pinckard, Frank Posey, and Benjamin A. Richards, appeared before the bar of the House, and being asked by the Speaker if they were willing to answer all questions asked them by the committee on printing, signified their willingness so to do.

John P. Baker, not being duly summoned, appeared before the bar of the House of his own accord, and being asked by the Speaker if he was willing to answer all questions asked him by the committee on printing, signified his willingness so to do. Whereupon,

Mr. Rountree submitted the following resolution:

*Resolved*, That the witnesses, Thomas S. Pinckard, John P. Baker, Frank Posey, and Benjamin A. Richards, now before the bar of the House, be compelled to answer all the interrogatories before the committee on printing, and that they take the same down in writing; and that upon their making said answers before the committee they shall then be purged from contempt and discharged.

Mr. Connolly submitted the following amendment to the resolution:

"*Provided*, said witnesses shall not be compelled to make any answers that may be afterwards used as evidence in any criminal proceedings against them."

Which was not adopted.

The question then being on the adoption of the resolution, it was decided in the affirmative.

The Speaker laid before the House the following communication:

HON. S. M. CULLOM,

*Speaker of the House of Representatives:*

SPRINGFIELD, February 20, 1874.

SIR: The undersigned beg to hand you certain papers delivered to them this morning by a person claiming to be an officer of the House of Representatives. Each of the undersigned are orderly citizens, anxious to obey the laws, but also feel it to be their duty to carefully protect and defend their own rights, and regard it to be due to themselves to decline to appear before the House until they can be informed whether they are to be regarded as witnesses or culprits. The embarrassment felt by the undersigned results from the fact that the paper enclosed recites an alleged refusal of the undersigned to answer certain questions propounded to them by one of the committees of the House, and it is also stated therein that because of that alleged refusal to answer such questions, they are summoned before the House, and they are in conclusion intimated with punishment for a palpable refusal to answer; but whether a refusal to answer questions alleged to have been propounded by the committee, or such other questions as may be propounded to them by the House, they are unable to tell. The undersigned, in such a state of uncertainty, are not willing to appear before the House of Representatives and subject themselves to possible punishment, without an opportunity of being heard in their defense. With great respect for the honorable House of Representatives, they therefore decline to appear until they can learn whether, when before it, they are to be allowed to consider themselves as freemen or in custody. With assurances of high regard, we are, yours truly,

GEO. R. WEBBER,  
ENOCH PAINE.

Mr. Connolly moved to postpone further action in relation to the witnesses, George R. Webber and Enoch Paine, who refuse to appear in compliance with the summons of the House, until Tuesday, February 24.

On motion of Mr. Shumway,

The motion to postpone was laid on the table.

Mr. Rountree submitted the following resolution:

WHEREAS, it appears, by the return of the Second Assistant Doorkeeper of this House, that a summons has been duly issued and served upon George Webber and Enoch Paine, requiring them to be and appear before the bar of this House on this, the 20th instant, at 10 o'clock A. M., to answer such questions as might be put to them touching certain matters and things; and whereas, said George R. Webber and Enoch Paine have failed to obey such summons and do refuse to appear before this House; therefore, be it

Resolved, That the Speaker of this House be and he is hereby directed to issue his warrant, duly attested by the Clerk, to the proper officer of this House, commanding him to arrest said George R. Webber and Enoch Paine, and bring them before the bar of this House, to answer for their contempt, on a Tuesday morning, the 24th inst., at 10 o'clock A. M.

Mr. Oberly moved to amend the resolution by striking out the words "on Tuesday morning, the 24th inst., at 10 o'clock," and insert "forthwith;" which was agreed to, yeas 69, nays 27—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bishop of McHenry, Bryant, Casey, Collins, Darnell, Dement, Dewey, Dolan, Dresser, Dunham, Easley, Flanders, Grey, Halpin, Hart, Harvey, Henry, Herrington, Herting, Hite of Madison, Hite of St. Clair, Jaques, Jackson, Kase, Lane of Hancock, Marsh, Massie, McLaughlin, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Neville, Newton, Oakwood, Oberly, Oleson, Peltzer, Pollock, Quinn, Ramey, Rice, Rogers, Savage, Scanlan, Shaw, Sherman, Shumway, Starr, Stewart of McLean, Streeter, Stroud, Truitt, Walker, Washburn, Webber, Webster, Weinheimer, Wood, Wymore—69.

Those voting in the negative are,

Messrs. Barkley, Bradwell, Branson, Carpenter, Connolly, Crawford, Ewing, Ferrier, Freeland, Freeman, Gordon, Grant, Gridley, Hay, Hollenback, Hopkins, Inscore, Jones, Mann, Mitchell, Orendorf, Pinnell, Plowman, Pyatt, Rountree, Sawyer, Stewart of Winnebago—27.

So the amendment was adopted.

The question then being on the adoption of the resolution, as amended, it was decided in the affirmative, yeas 80, nays 11—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Berkeley, Bishop of McHenry, Bockock, Bradwell, Bryant, Casey, Collins, Condon, Crawford, Cronkrite, Daruell, Dement, Dewey, Dolan, Dunham, Easley, Ewing, Flanders, Freeland, Gordon, Graham, Grey, Gridley, Halpin, Hart, Harvey, Hay, Henry, Herting, Hite of Madison, Hite of St. Clair, Hollenback, Jackson, Jessup, Kase, Marsh, Massie, McLaughlin, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Neville, Newton, Oakwood, Oberly, Peltzer, Pollock, Quinn, Ramey, Rice, Rogers, Rountree, Savage, Sawyer, Scanlan, Shaw, Sherman, Shumway, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Truitt, Walker, Washburn, Webber, Webster, Weinheimer, Wood, Wymore—80.

Those voting in the negative are,

Messrs. Branson, Connolly, Ferrier, Freeman, Grant, Hopkins, Inscore, Jones, Mitchell, Penfield, Pinnell—11.

So the resolution was adopted.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on February 20, 1874:

House bill, No. 259, for "An act to simplify the forms of pleading."

House bill, No. 741, for "An act in relation to courts of record in cities."

A message from the Senate, by Mr. Ray:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of their amendment to a bill of the following title, to-wit:

Senate bill, No. 453, for "An act to revise the law in relation to the General Assembly."

Leave of absence was granted to Mr. Lietze.

Mr. Hay submitted the following report :

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred Senate bill, No. 450, for "An act to revise the law in relation to dower," report the same to the House, recommending its passage.

The report of the committee was concurred in, the bill read a second time and ordered to a third reading.

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit:

House bill, No. 604, for "An act to revise the law in relation to amendments and jeofails.

House bill, No. 646, for "An act to revise the law in relation to *mandamus*."

House bill, No. 644, for "An act to revise the law in relation to joint rights and obligations."

Mr. Hay submitted the following report :

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred House bill, No. 838, for "An act to amend an act entitled 'an act to provide for the exercise of the right of eminent domain,' " report the same to the House without recommendation.

The report of the committee was received, the bill read a first time and ordered to a second reading.

Mr. Peltzer submitted the following resolution :

WHEREAS, a bill entitled "An act to amend an act entitled 'an act to remedy the evils consequent upon the destruction of public records by fire or otherwise,'" (House bill, No. 702,) has been introduced into this House in the early part of this adjourned session, and referred to the judiciary committee; and

WHEREAS, the provisions of this act are of the greatest importance to all owners of real estate in Cook county, for the perfection of their titles to the same, all records of real estate transactions having been destroyed by fire; and

WHEREAS, said bill has as yet not been reported upon by said committee; now, therefore, be it Resolved, That said committee be and is hereby most respectfully requested to report said bill back to this House, without delay, with such recommendation as it may deem best.

Which was adopted.

On motion of Mr Starr,

House bill, No. 856, for "An act to enable library associations to sell and transfer their real and personal property,"

Was taken up, read a second time, and ordered engrossed for third reading.

Mr. Hart (by consent), from the committee on civil service and re-trenchment, to which was referred Senate bill, No. 110, for "An act for the relief of the prosecuting attorney of the Alton city court," reported the same back and recommended that the bill be passed.

The report of the committee was concurred in, the bill read a second time, and ordered to a third reading.

Mr. Shaw (by consent), from the committee on judicial department, to which was referred Senate bill, No. 474, for "An act to revise the law in relation to county surveyors, and the custody of the United States field notes," reported the same back and recommended that the bill be passed.

The report of the committee was concurred in, the bill read a second time, and ordered to a third reading.

Mr. Shaw, from the committee on judicial department, to which was referred the following bills, to-wit :

House bill, No. 221, for "An act to regulate the reporting and publication and distribution of the reports of the supreme court of this State, and to repeal all laws inconsistent therewith,"

Senate bill, No. 469, for "An act to revise the law in relation to reporter of supreme court,"

House bill, No. 497, and substitute for House bill, No. 497, for "An act to relieve the State from the further burden of supplying officers with Illinois reports and to authorize the several counties to supply the same,"

Reported the same back and recommended that they do not pass, and submitted as a substitute therefor House bill, No. 860, for "An act concerning the decisions and publications of the reports of the supreme court," and recommended that the substitute be passed.

The report of the committee was concurred in, the bills laid on the table, the substitute read a first time and ordered to a second reading.

On motion of Mr. Kase,

House bill, No. 844, for "An act to provide for 'an act compelling circuit, county and probate court clerks to record reports of sales made by masters-in-chancery and special commissioners,'"

Was taken up, read a second time, and ordered engrossed for a third reading.

On motion of Mr. McPherran,

House bill, No. 842, for "An act in relation to advertisements and notices," was taken up and read a second time.

Mr. McPherran submitted the following amendment:

In line 15, section 1, strike out the word "four," and insert "three."

Which was adopted.

Mr. McPherran submitted the following amendment:

In line 9, of section 1 (printed bill), after the words "place of the," insert "return of the."

Which was adopted.

The bill was then ordered engrossed for a third reading.

Mr. Armstrong of LaSalle, (by consent) submitted the following report:

SPRINGFIELD, ILLINOIS, February 14, 1874.

*To the Honorable the Speaker*

*And members of the House of Representatives :*

Your committee on canal and river improvements, to whom was referred House bill, No. 642, for "An act to revise the law in relation to the Illinois and Michigan canal, and for the improvement of the Illinois and Little Wabash rivers," have had the same under consideration, and beg leave to report it back with the subjoined amendments, and to recommend that the bill as amended be passed.

The report of the committee was concurred in, and,

On motion of Mr. Armstrong of LaSalle,

The consideration of the bill and amendments was postponed and made the special order for February 25, after reading the journal, and the amendments ordered printed.

On motion of Mr. Orendorff,

At 12:25 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

## TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

On motion of Mr. Ferrier,

House bill, No. 798, for "An act to amend section eight (8) of an act entitled 'an act concerning corporations,' approved April 18, 1872,"

Was taken up, read a second time, and ordered engrossed for a third reading.

Mr. Thomas (by consent), from the committee on appropriations, to which was referred House bill, No. 765, for "An act making sundry appropriations for the Southern Insane Hospital and Asylum at Anna," would beg leave to report the same back with the accompanying amendments, and recommend their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, and the bill read a second time.

On motion of Mr. Starr,

The further consideration of the bill and amendments was postponed until Tuesday next.

On motion of Mr. Washburn,

House bill, No. 795, for "An act concerning destroyed or defaced bonds or certificates of State indebtedness,"

Was taken up, read a second time, and referred to the committee on judiciary.

On motion of Mr. McLaughlin,

House bill, No. 847, for "An act to enable cities to change the boundaries of wards and to establish additional wards,"

Was taken up and read a second time.

Mr. McLaughlin submitted the following amendment:

Strike out the word "forty, in line 7, section 1, and insert "thirty." Which was adopted.

Mr. McLaughlin submitted the following amendment:

In line 6, section 2, strike out all between the word "city" and the word "be," and insert the following: "The one having the highest number of votes shall be declared elected for two years, and the one having the next highest number of votes shall be elected for one year; should there be a tie vote, then it shall."

Which was adopted.

The bill was then ordered engrossed for a third reading.

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit:

House bill, No. 605, for "An act to revise the law in relation to apprentices."

House bill, No. 620, for "An act to revise the law in relation to the common law."

House bill, No. 638, for "An act to revise the law in relation to county treasurer."

On motion of Mr. Armstrong of Grundy,

Senate bill, No. 26, for "An act to re-organize the Illinois State Horticultural Society,"

Was taken from the table, and referred to the committee on agriculture and horticulture.

By consent, House bill, No. 216, for "An act for the protection of individuals, merchants, companies or corporations doing business or living in the State of Illinois,"

Was read a second time, and referred to the committee on judiciary, together with sundry amendments introduced by Mr. Scanlan.

Mr. Wood (by consent), from the committee on roads, highways and bridges, to which was referred Senate bill, No. 477, for "An act to revise the law in relation to toll bridges," reported the same back with amendment, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, and the bill read a second time.

On motion of Mr. Armstrong of LaSalle,

The consideration of the bill and amendments was postponed until February 25th.

By consent, House bill, No. 834, for "An act to provide for the payment of the expenses of the Senate penitentiary investigating committee, and the expense of witnesses, and miscellaneous expenses of the House penitentiary committee," was read a second time.

Mr. Barkley submitted the following amendment:

Amend by the addition of the following clause: "To R. S. Thompson, E. A. Wilcox and John Hinchcliffe, traveling expenses to and from Jacksonville as a special committee to investigate the affairs of the Deaf and Dumb Asylum, the sum of two dollars each."

Which was adopted.

The bill was then ordered engrossed for a third reading.

Mr. Moffett (by consent), from the committee on agriculture and horticulture, to which was referred Senate bill, No. 359, for "An act to revise the law in regard to estrays," reported the same back with amendment, and recommended its adoption, and that the bill as amended be passed.

The report of the committee was concurred in.

On motion of Mr. Moffett,

The bill and amendment were made the special order for February 24, at 2:30 o'clock, P. M.

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 270, for "An act to authorize the corporate authorities of any city in this State to establish and maintain gas works, and to purchase or lease gas works, and make additions thereto."

Senate bill, No. 575, for "An act to set off from incorporated towns certain territory which by the county board has been formed into a new town, or part thereof."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

By consent, Senate bills on first reading were taken up.

Senate bill, No. 459, for "An act to revise the law in relation to mines,"

Was read a first time, and referred to the committee on mines and mining.

Senate bill, No. 383, for "An act to revise the law in relation to divorce,"



Was read a first time, and ordered to a second reading.

Senate bill, No. 397, for "An act to revise the law in relation to marriages,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 457, for "An act to revise the law in relation to jails and jailers,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 478, for "An act to revise the law in relation to township insurance companies,"

Was read a first time, and referred to the committee on insurance.

Senate bill, No. 348, for "An act to revise the law in relation to idiots, lunatics and spendthrifts,"

Was read a first time, and ordered to a second reading.

On motion of Mr. Darnell,

At 4 o'clock, P. M., the House adjourned.

#### MONDAY, FEBRUARY 23, 1874.

The House met, pursuant to adjournment.

The Clerk proceeded to read the journal of Friday last, when,

On motion of Mr. Armstrong of LaSalle,

The further reading of the same was dispensed with.

Mr. Armstrong of Grundy (by consent) introduced House bill, No. 861, for "An act to transfer the dockets, books and papers of certain county judges, justices of the peace and police magistrates to the office of the clerk of the circuit court, and to provide a means of enforcing the collection of judgments therein."

Which was read by its title, and referred to the committee on judiciary.

On motion of Mr. Armstrong of LaSalle,

At 6:05 o'clock, the House adjourned.

#### TUESDAY, FEBRUARY 24, 1874.

The House met, pursuant to adjournment.

The Clerk read the journal of yesterday at length.

By consent, House bill, No. 828, for "An act to amend an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873,"

Was taken up, read a second time and ordered engrossed for a third reading.

Senate bills on second reading being in order,

Senate bill, No. 270, for "An act to authorize the corporate authorities of any city in this state having a population of over two hundred thousand inhabitants to provide for a supply of illuminating gas,"

Was taken up and read a first time, and referred to the committee on judiciary.

Senate bill, No. 575, for "An act to set-off from incorporated towns certain territory which by the county board has been formed into a new town, or part thereof."

Was read a first time, and referred to the committee on municipal affairs.

Senate bill, No. 549, for "An act to amend 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the state of Illinois, exclusive of the county of Cook,' approved May 2, 1873,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 364, for "An act to appropriate money to pay the salary and expense of publishing the report of the State Entomologist," was read a first time and referred to the committee on appropriations.

Mr. Wood, from the committee on roads, highways and bridges, to which was referred Senate bill, No. 493, for "An act to amend an act entitled 'an act in regard to roads and bridges in counties under township organization,'" reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the bill read a second time, the amendments adopted, and the bill ordered to a third reading.

Mr. Moore of Adams, from the committee on roads, highways and bridges, to which was referred House bill, No. 805, for "An act to amend section 107 of an act entitled 'an act in regard to roads and bridges, in counties under township organization,' approved April 11, 1873," reported the same back and recommended that the bill be passed.

The report of the committee was concurred in, the bill read a first time and ordered to a second reading.

Mr. Bradwell (by consent) submitted the following resolution :

*Resolved*, That the hall of the House of Representatives be granted Hon. M. H. Bovee, of Chicago, for a lecture on Capital Punishment, on Wednesday evening, the 25th inst., at 7½ o'clock.

Which was agreed to.

The Speaker laid before the House the special report of the Commissioners of Public Charities; which was referred to the committee on civil service and retrenchment.

Mr. Marsh (by consent) presented a petition from the commissioners of highways of certain towns in Lee county, asking change in the road laws; which was referred to the committee on roads, highways and bridges.

Mr. Blakely (by consent) presented a petition from a number of citizens, asking for the repeal of the registry law; which was referred to the committee on elections.

Mr. Alexander of Montgomery (by consent) presented a claim of John C. Hughes, for service in reading proof of the laws of the 26th General Assembly; which was referred to the committee on claims.

Mr. Bradwell (by consent) introduced House bill, No. 862, for "An act in regard to practice in the supreme court."

Which was read a first time, and referred to the joint committee on revision.

Mr. Graham (by consent) submitted the following report :

*To the Speaker and members of the House of Representatives :*

The committee on revenue, to which was referred House bill, No. 779, for "An act to amend chapter 64, of Revised Statutes of 1845, entitled 'Licenses,'" have instructed me to report the same back, with the recommendation that it be laid upon the table.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Moffett, from the committee on agriculture and horticulture, to which was referred House bill, No. 782, for "An act in regard to estrays and to provide for the taking up and the disposal of the same," reported the same back and recommended it do not pass.

The report of the committee was concurred in, and the bill ordered to be laid on the table.

Mr. Moffett, from the committee on agriculture and horticulture, to which was referred House bill, No. 744, for "An act designed to diminish the number of dogs, for the protection of persons and property," reported the same back and recommended it do not pass.

The report of the committee was concurred in, and the bill ordered to be laid on the table.

Mr. Moffett, from the committee on agriculture and horticulture, to which was referred House bill, No. 426, for "An act for the regulation of dogs, and the protection of sheep," reported the same back and recommended it do lie on the table.

The report of the committee was concurred in, and the bill ordered to be laid on the table.

Mr. Moore of Adams, from the committee on roads, highways and bridges, to which was referred House bill, No. 762, for "An act to amend an act entitled 'an act in regard to roads and bridges, in counties under township organization,' approved April 11, 1873," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, and the bill read a second time, the amendments adopted, and the bill ordered engrossed for a third reading.

Mr. Dunham moved that when the House adjourn this afternoon, it adjourn to meet at 7:30 this P. M. to read Senate bill, No. 448, a second time; which was agreed to.

Senate bill, No. 456, for "An act to revise the law in relation to injunction," was read a second time, and,

On motion of Mr. Bradwell

Referred to the joint committee on revision.

Senate bill, No. 454, for "An act to revise the law in relation to *habeas corpus*," was read a second time and ordered to a third reading.

The doorkeeper returned the following warrant and return thereon :

STATE OF ILLINOIS.

A. B. KIRKBRIDE, *Doorkeeper House of Representatives :*

In pursuance of a resolution adopted by the House of Representatives of the state of Illinois, on the 20th day of February, A. D. 1874, a copy of which is as follows, to-wit:

WHEREAS, it appears, by the return of the Second Assistant Doorkeeper of this House, that a summons has been duly issued and served upon George R. Weber and Enoch Paine, requiring them to be and appear before the bar of this House on this, the 20th instant, at 10 o'clock A. M., to answer such questions as might be put to them touching certain matters and things: and whereas, said George R. Weber and Enoch Paine have failed to obey such summons and do refuse to appear before this House; therefore, be it

*Resolved*, That the Speaker of this House be and he is hereby directed to issue his warrant, duly attested by the Clerk, to the proper officer of this House, commanding him to arrest said George R. Weber and Enoch Paine, and bring them before the bar of this House, forthwith, to answer for their contempt.

You are, therefore, hereby commanded to arrest the said George R. Weber and Enoch Paine, and bring them before the bar of the House forthwith, in accordance with said resolution.

Given under my hand and seal this 20th day of February, A. D. 1874.

S. M. CULLOM,  
*Speaker House of Representatives.*

Attest: DANIEL SHEPARD,  
*Clerk House of Representatives.*

I have served this writ by arresting the within named George R. Weber and Enoch Paine, this 24th day of February, A. D. 1874, and I have them now before the bar of this House.

A. B. KIRKBRIDE,  
*Doorkeeper House of Representatives, State of Illinois.*

The gentlemen named in the foregoing warrant were arraigned before the bar of the House, and being asked by the Speaker why they had not appeared in obedience to the summons served on them by the Doorkeeper of the House.

Mr. Weber replied as follows:

Mr. Speaker: I wish to say, on the part of Mr. Paine as well as myself, that I thank the Speaker of the House for his generous forbearance in not having us held in custody until his action was necessary to be before this House, and for the gentlemanly and courteous manner in which the officers of this House treated us in bringing us before you. I wish to say, further, that what we have done, whether properly or improperly done, has been done by the direction of able counsel, and that we were, and are yet, willing to answer all questions put to us that we deem proper.

Whereupon, Mr. Orendorff offered the following resolution:

*Resolved*, That George R. Weber and Enoch Paine each be furnished with a copy of all papers in relation to their case, and that further proceedings be postponed until next Thursday at two and one-half o'clock, P. M., to give them an opportunity to confer with their counsel; and that upon their promise to appear at that time, they be discharged from custody.

Mr. Connolly offered the following as a substitute:

*Resolved*, That the chairman of the committee on printing be required to lay before this House, in writing, a list of the questions propounded to G. R. Weber and Enoch Paine by the printing committee, and which said Weber and Paine refused to answer; and that for the purpose of enabling the House to be informed as to said questions, all further proceedings in the matter of contempt of Messrs. Weber and Paine be postponed until Thursday next, and that Messrs. Weber and Paine be discharged from arrest until that time, upon their promise to be at the bar of the House on Thursday next at ten A. M.

Which was not agreed to—yeas 13, nays 80—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Bullard, Connolly, Grant, Inscore, Jackson, Jessup, Jones, Oakwood, Orendorff, Pinnell—13.

Those voting in the negative are,

Messrs. Anderson, Ballow, Barkley, Blakely, Booth, Bradwell, Branson, Casey, Cassidy, Carpenter, Chambers, Collins, Condon, Crawford, Cronkite, Daynell, Dolan, Dresser, Dunham, Ewing, Ferrier, Flanders, Forth, Froeland, Gordon, Graham, Grey, Gridley, Halpin, Hart, Harvey, Hay, Henry, Herrington, Hite of Madison, Hite of St. Clair, Hildrup, Hopkins, James, Kase, Lewis, Lomax, Mann, Marsh, Massey, McAdams, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Neville, Nulton, Peltzer, Pollock, Quinn, Ray, Rice, Rogers, Savage, Sawyer, Scanlan, Senne, Shaw, Shumway, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Walker, Washburn, Wayman, Webster, Weinheimer, Wicker, Wood—80.

So the substitute was not adopted.

The question recurring on the adoption of the resolution of Mr. Orendorff, it was not agreed to—yeas 15, nays 74—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Casey, Connolly, Dunham, Ferrier, Gordon, Grant, Inscore, Jackson, Jessup, Jones, Meacham, Mitchell, Orendorff, Pinnell—15.

Those voting in the negative are,

Messrs. Anderson, Armstrong of LaSalle, Ballow, Blakely, Booth, Bradwell, Branson, Bullard, Cassidy, Carpenter, Chambers, Collins, Condon, Crawford, Cronkite, Darnell, Dolan, Dresser, Ewing, Flanders, Forth, Froeland, Graham, Grey, Gridley, Halpin, Hart, Harvey, Hay, Henry, Herrington, Hite of Madison, Hite of St. Clair, Hildrup, Hopkins, Jaques, James, Kase, Lewis, Lomax, Mann, Marsh, Massey, McAdams, McPherran, Middlecoff, Moore of Marshall, Moore of Adams, Moffett, Neville, Nulton, Peltzer, Pollock, Quinn, Ray, Rice, Rogers, Savage, Sawyer, Scanlan, Senne, Shaw, Shumway, Starr, Stewart of Winnebago, Streeter, Taggart, Walker, Washburn, Wayman, Webster, Weinheimer, Wicker, Wood—74.

So the resolution was not adopted.

Mr. Bradwell moved that it be

*Ordered*, That George R. Weber and Enoch Paine show cause, if any they have, why they should not be dealt with by this House as for a contempt in not answering the summons requiring them to appear in the House on Friday last.

Which was agreed to.

Mr. Hopkins moved that further proceedings as to the question of contempt be dispensed with, and that the witnesses be purged of contempt.

On motion of Mr. Crawford,

Action on the motion of Mr. Hopkins was postponed.

On motion of Mr. McPherran,

At 12:30 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

By consent, House bill, No. 859, for "An act to amend section fourteen (14) of an act entitled 'an act concerning jurors, and to repeal certain acts herein named,' approved February 11, 1874,"

Was read a second time and ordered engrossed for a third reading.

On motion of Mr. Rogers,

House bill, No. 801, for "An act to establish a board of health for the State of Illinois,"

Was read a second time, and referred to the committee on miscellaneous subjects.

The regular order being Senate bills on second reading,

Senate bill, No. 482, for "An act to revise the law in relation to weights and measures,"

Was read a second time, and ordered to a third reading.

Messrs. Weber and Paine being before the bar of the House,

The Speaker laid before the House the following decision of the Supreme Court, in the case of the House of Representative *vs.* Charles Reed.

After mature consideration of the case, we hold:

*First*—That the Legislature, in the exercise of powers clearly granted to it by the Constitution, has the undoubted right to summon and compel the attendance of witnesses at its bar, or before its committees.

*Second*—That the power to summon and examine witnesses implies their power to compel them to give testimony, by committing for contempt in case they refuse to comply—otherwise, the first named power would be nugatory. The record in this case shows that the petitioner was in attendance as a witness, and refused to answer certain questions on the ground that to do so would be a breach of professional confidence reposed in him as an attorney. He has been committed by the House for a period short of twenty-four hours, with an order that he be, at the expiration of his term of commitment, brought again to the bar of the House. We do not decide whether section 18, article 3, of the Constitution limits the power of the House to commitments for the term of twenty-four hours or not in this class of contempts. It is sufficient in this case that the order under which the petitioner is now restrained of his liberty is to expire within that period, and clearly does not violate that provision of the Constitution. A contumacious witness, having been adjudged in contempt, may be imprisoned for at least twenty-four hours, and this as often as the contempt is repeated.

*Third*—The House had the power to decide the question of contempt, and, having decided it, the petitioner and the subject matter of the alleged contempt being both within the jurisdiction, we have no power to re-examine its decision. Should either branch of the Legislature imprison a person for an alleged contempt when the subject matter was not within their jurisdiction—as, for example, a criticism upon them in a newspaper—it would be the duty of the court to furnish a remedy by writ of *habeas corpus*. But when the person and the subject matter are within their jurisdiction, their action is necessarily final. The action of an inferior court in such a case would be final, and, for a far stronger reason, we should hold final the action of the co-ordinate branch of the government having complete jurisdiction in the premises.

We therefore remand the prisoner to the custody of the Doorkeeper of the House of Representatives. In doing so, however, it may not be improper for us to remark that we presume, from our personal knowledge of the character of Mr. Reed, that he has been governed in this matter by what he deems his professional obligations. But, the House having, in its exercise of its rightful authority, determined what questions must be answered, we do not think it inconsistent with his professional character that he should conform to that decision instead of submitting to imprisonment.

Which was read by the Clerk.

Mr. Bradwell then read the following questions.

George R. Weber and Enoch Paine: Will you go before the committee on printing of this House and answer the following questions:

*First*—Did you make out a bid for the public printing of this State, in 1872?

*Second*—Did you offer a bond in connection with such bid which was approved by Gov. Palmer?

*Third*—Did you, for not putting in a bid for the public printing, in 1872, after the same was made out, receive from some person or persons, money, or a check or other valuable consideration, for not putting in such bid or for not bidding? If so, state what you received, the amount thereof, from whom, and on what account, and with whom, the contract for the same was paid and how.

*Fourth*—Is such bid and bond now in existence? If so, where are they, and will you produce them before the committee on printing?

*Fifth*—Will you answer any other questions that may be put to you by the chairman of the committee on printing relating to the said printing contract, or any combination to prevent competition in the letting of such contract?

Which the House decided were proper questions.

Mr. Bradwell moved that the prisoners be required to answer "yes" or "no," as to whether they would go before the committee and answer the foregoing questions; which was agreed to.

The Speaker then asked Mr. Weber if he would go before the committee and answer the said questions.

Mr. Weber answered in the affirmative.

The Speaker then asked Mr. Paine if he would go before the committee on printing and answer the foregoing questions.

Mr. Paine replied, he would not.

Mr. Orendorff moved that Mr. Weber be purged of contempt and discharged from custody; which was agreed to.

Mr. Dunham offered the following resolution:

WHEREAS, Enoch Paine has declared that he will not answer certain questions proposed and offered to be propounded to him by this House touching the matter of State printing; therefore, be it  
*Resolved*, That the said Enoch Paine be taken by the Doorkeeper of this House and confined and kept in custody until to-morrow, at 11 o'clock A. M., and that he then have the body of said Paine at the bar of this House.

Mr. Ray offered the following as a substitute:

*Resolved*, That Enoch Paine be committed by the Doorkeeper of the House to the county jail of Sangamon county, there to remain until 10 A. M., Wednesday, February 25th, 1874, and that he then be brought by said Doorkeeper before the bar of this House. That in case the said Enoch Paine should, before that time, signify his willingness to answer such questions as may be put him by direction of the House, said Doorkeeper shall bring him before the bar of the House when he shall signify such willingness.

Mr. Paine submitted the following writing as an answer to the questions asked him:

"The questions asked me are of such a character that it is due to myself that I should, before deciding to answer them, have an opportunity of reading and understanding them. I request that I be allowed a reasonable time for consultation with counsel."

On motion of Mr. Hite of St. Clair,

The previous question was ordered.

The question recurring on the adoption of the substitute offered by Mr. Ray, it was decided in the negative, yeas 46, nays 50—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bradwell, Cassidy, Carpenter, Chambers, Collins, Condon, Cronkrite, Dolan, Easley, Ewing, Flanders, Forth, Freeland, Harvey,

Henry, Hite of Madison, Hite of St. Clair, Hildrup, Hopkins, James, Lewis, Lomax, Massie, McAdams, Middlecoff, Moore of Marshall, Peltzer, Pollock, Quinn, Ramey, Ray, Savage, Sawyer, Senne, Shaw, Starr, Washburn, Wayman, Webster, Weinheimer, Wicker, Wood—46.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Barkley, Booth, Branson, Bryant, Bullard, Casey, Connolly, Crawford, Darnell, Dunham, Ferrier, Gordon, Graham, Grant, Grey, Gridley, Halpin, Hart, Hay, Herrington, Inscore, Jaquess, Jackson, Jessup, Jones, Kase, Mann, Marsh, McPherran, Meacham, Moore of Adams, Moffett, Nulton, Oakwood, Orendorff, Pinnell, Race, Rice, Rogers, Scanlan, Shumway, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Truitt, Walker, Mr. Speaker—50.

So the substitute was not adopted.

The question recurring on the adoption of the resolution offered by Mr. Dunham, it was decided in the affirmative—yeas 68, nays 26—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Barkley, Blakely, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Chambers, Collins, Condon, Crawford, Cronkite, Darnell, Dolan, Dunham, Ewing, Flanders, Forth, Freeland, Graham, Grey, Gridley, Halpin, Hart, Harvey, Hay, Herrington, Hite of Madison, Hildrup, Jaquess, James, Kase, Lewis, Lomax, Mann, Marsh, Massie, McAdams, McPherran, Meacham, Moore of Adams, Moffett, Nulton, Peltzer, Ramey, Rice, Rogers, Savage, Sawyer, Scanlan, Shaw, Shumway, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Truitt, Walker, Washburn, Wayman, Webster, Weinheimer, Wicker, Wood—68.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Booth, Carpenter, Connolly, Ferrier, Gordon, Grant, Hite of St. Clair, Hopkins, Inscore, Jackson, Jessup, Jones, Middlecoff, Moore of Marshall, Oakwood, Orendorff, Pinnell, Pollock, Quinn, Race, Ray—26.

So the resolution was adopted.

Mr. Connolly moved to suspend the rules to introduce a resolution ; which was not agreed to.

Senate bill, No. 348, for "An act to revise the law in relation to idiots, lunatics, and spendthrifts,"

Was read a second time, and referred to the special committee on temperance.

Senate bill, No. 457, for "An act to revise the law in relation to jails and jailers,"

Was read a second time, and ordered to a third reading.

Senate bill, No. 397, for "An act to revise the law in relation to marriages,"

Was read a second time, and ordered to a third reading.

Senate bill, No. 383, for "An act to revise the law in relation to divorce,"

Was read a second time, and referred to the committee on judiciary.

Mr. Mann submitted the following :

HON. S. M. CULLOM,

*Speaker of the House Representatives:*

I am instructed by the committee on insurance, to which was referred House bill, No. 279, for "An act to create an insurance department," to report the same back, with the recommendation that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Mann submitted the following report :

TO HON. S. M. CULLOM,

*Speaker of the House of Representatives :*

I am instructed by the committee on insurance, to which was referred House bill, No. 713, for "An act to amend an act entitled "Insurance," approved March 11, A. D. 1869," to report to the House that they have had the same under consideration, and report the same back, with a

substitute, entitled House bill, No. 863, for "An act to amend section thirty of an act to incorporate and govern fire, marine and inland insurance navigation and insurance companies doing business in this State," approved March 11, 1869," without recommendation.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time and ordered to a second reading.

On motion of Mr. Barkley,

Senate bill, No. 192, for "An act to regulate the labor of the convicts of the penitentiary,"

Was taken up, and recommitted to the committee on penitentiary.

Senate bill, No. 473, for "An act to revise the law in relation to sureties."

Was read a second time, and ordered to a third reading.

Senate bill, No. 470, for "An act to revise the law in relation to the seat of government."

Was read a second time, and ordered to a third reading.

Senate bill, No. 471, for "An act to revise the law in relation to slander and libel,"

Was read a second time, and ordered to a third reading.

Senate bill, No. 260, for "An act to provide for the collection of taxes and special assessments in certain cases therein specified,"

Was taken up, and referred to the committee on municipal affairs.

By consent, House bill, No. 816, for "An act to authorize the removal of the feeder dam across the Calumet river, near Blue Island, in Cook county, in the State of Illinois, and to provide compensation to Christian Pfeiffer and John Roll for any loss they may sustain by its removal,"

Was taken up, and referred to the committee on canal and river improvements.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit :

House bill, No. 655, for "An act to amend an act entitled 'an act concerning bail in civil cases,' approved January 22, 1872."

House bill, No. 652, for "An act to revise the law in relation to the State library."

House bill, No. 649, for "An act to revise the law in relation to oaths and affirmations."

House bill, No. 647, for "An act to revise the law in relation to names."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 24th day of February, 1874, laid before the Governor for his approval, viz :

House bill, No. 644, for "An act to revise the law in relation to joint rights and obligations."

House bill, No. 638, for "An act to revise the law in relation to county treasurer."

House bill, No. 620, for "An act to revise the law in relation to the common law."

House bill, No. 604, for "An act to revise the law in relation to amendments and jeofails."



House bill, No. 646, for "An act to revise the law in relation to mandamus."

House bill, No. 605, for "An act to revise the law in relation to apprentices."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed, on February 24, 1874 :

House bill, No. 810, for "An act to amend section fifty (50) of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

On motion of Mr. Hart,

At 4:50 o'clock P. M., the House adjourned.

#### SEVEN-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Branson entered a motion to reconsider the vote by which Senate bill, No. 471, for "An act to revise the law in relation to slander and libel," was ordered to a third reading.

Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence,"

Was taken up and read a second time.

On motion of Mr. Crawford,

At 9:20 o'clock P. M. the House adjourned to 10 o'clock A. M. to-morrow.

#### WEDNESDAY, FEBRUARY 25, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Hale.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Ballow,

The further reading of the same was dispensed with.

Mr. Savage (by consent) introduced House bill, No. 864, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the time for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873."

Which was read a first time, and ordered to a second reading.

Mr. Warner (by consent) introduced House bill, No. 865, for "An act to amend sections 42, 68, 81, 82, 85, 86, 87, 88, 89, 90, 91, and 92, of 'an act in regard to elections and to provide for filling vacancies in elective offices.'"

Which was referred to the committee on elections.

Mr. Warner (by consent) presented a petition from ladies of Cave precinct in Franklin county, asking for the passage of laws for the suppression of the sale of intoxicating liquors.

Which was referred to the committee on temperance.

Mr. Rountree (by consent) introduced House bill, No. 866, for "An act to provide for the time and manner of holding town elections and meetings."

Which was referred to the committee on county and township organization.

The special order for this hour, being the consideration of the amendment submitted by the committee on roads, highways and bridges to Senate bill, No. 477, for "An act to revise the law in relation to toll bridges," was taken up.

The question being on concurring in the amendment, it was decided in the negative.

Mr. Hart moved to amend the bill by striking out section 10; which was agreed to.

The bill was then ordered to a third reading.

Mr. Rountree submitted the following:

*Resolved*, That the resolution of this House, passed on yesterday, giving to Mr. Bovee the use of this hall on Wednesday evening, February 25, be so changed as to read on Thursday evening, February 26

Which was adopted.

On motion of Mr. Moore of Marshall,

House bill, No. 603, for "An act to revise the law in relation to the department of agriculture, county agricultural boards and agricultural fairs," and

House bill, No. 665, for "An act to revise the law in relation to the department of agriculture, county agricultural boards and agricultural fairs," were taken up, and the consideration of the same made the special order for Thursday next.

Leave of absence was granted to Mr. Sheridan.

The unfinished business of yesterday, being the consideration of Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence," was taken up.

Mr. Quinn submitted the following amendment: Strike out of line 1, section 1, the word "unmarried," and out of line 2, section 1, the words "the parents' house," and insert in lieu thereof, the words "her house;" which was not adopted.

Mr. Connolly submitted the following amendment: In line 3 (printed bill) insert after the word "whoever" the word "knowingly;" which was not adopted.

Mr. Westfall moved to strike out the proviso in section 4; which was not agreed to.

Mr. Westfall moved to reconsider the vote by which the motion was lost; which was not agreed to.

Mr. Starr submitted the following amendment: Amend section 7, 5th line, by inserting after the word "adulterated," the words "or shall sell any flesh of any diseased animal;" which was adopted.

Mr. Walker submitted the following amendment: Amend section 12, by striking out all after the word "proof," and inserting "the offense of adultery may be sufficiently proved by circumstances which raise a strong presumption of cohabitation and unlawful intimacy;" which was not adopted.

The Doorkeeper, in compliance with a resolution adopted yesterday, again brought Mr. Paine before the bar of the House.

The Speaker again asked Mr. Paine if he would answer the questions asked him by the Speaker, on yesterday, to which he replied "No."

Mr. Ray submitted the following resolution :

*Resolved*, That the Doorkeeper of this House is directed to commit Enoch Paine to the county jail of this county, upon a commitment issued by the Speaker, there to remain until 10 o'clock Thursday morning, the 26th inst., and at the expiration of that time that he bring the said Enoch Paine before the bar of this House unless he shall sooner signify his willingness to answer the questions propounded to him by the printing committee of this House.

On motion of Mr. Hite of St. Clair,

The previous question was ordered.

The question then being on the adoption of the resolution, it was decided in the affirmative—yeas 65, nays 41—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocoock, Bradwell, Bullard, Casey, Cassedy, Carpenter, Chambers, Collins, Crawford, Cullerton, Dement, Dresser, Easley, Ewing, Flanders, Forth, Fresland, Granger, Halpin, Hart, Harvey, Henry, Herington, Hite of Madison, Hite of St. Clair, Hildrup, Jaquess, Jackson, James, Kann, Lomax, Moore of Marshall, Moore of Adams, Morrison, Moffett, Peltzer, Pollock, Quinn, Ramey, Ray, Rice, Rountree, Savage, Sawyer, Scanlan, Senne, Shaw, Soule, Starr, Stewart of Winnebago, Streator, Taggart, Walker, Washburn, Wayman, Webster, Weinheimer, Westfall, Wickers—65.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Booth, Branson, Bryant, Connolly, Cronkite, Darnell, Dunham, Ferrier, Gordon, Graham, Grant, Grey, Gridley, Hollenback, Hopkins, Inacore, Jessup, Jones, Lane of Hancock, Mann, Marsh, Massey, McAdams, McPherran, Meacham, Moose, Nulton, Oakwood, Orendorf, Pinnell, Pyatt, Race, Rogers, Shumway, Stewart of McLean, Thomas, Thornton, Truitt, Warner, Webber—41.

So the resolution was adopted.

The House resumed the unfinished business, being the consideration of Senate bill, No. 448.

Mr. Collins submitted the following amendment :

Strike out of section 13, line 5, the words, "of the value of fifty dollars."

Which was adopted—yeas 58, nays 28—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Ballow, Blakely, Bocoock, Bradwell, Bullard, Casey, Cassedy, Carpenter, Chambers, Collins, Cullerton, Darnell, Dement, Dunham, Easley, Flanders, Graham, Halpin, Hart, Hawes, Hite of Madison, Hildrup, Hollenback, Hopkins, Jackson, James, Jessup, Kann, Lietze, Mann, McAdams, Meacham, Moore of Marshall, Moose, Morrison, Oakwood, Peltzer, Pinnell, Quinn, Race, Ramey, Rice, Shumway, Soule, Stewart of Winnebago, Stewart of McLean, Streator, Stroud, Thomas, Thornton, Truitt, Walker, Webber, Weinheimer, Westfall—58.

Those voting in the negative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Branson, Bryant, Ferrier, Forth, Granger, Grant, Grey, Gridley, Harvey, Henry, Inacore, Jaquess, Lane of Hancock, Lewis, McPherran, Moore of Adams, Ray, Savage, Scanlan, Senne, Shaw, Taggart, Warner, Wicker, Wood—28.

So the amendment was adopted.

Mr. Scanlan submitted the following amendment :

Section 24, 1st line, after the word "by," insert the word "abortion."

Which was not adopted.

Mr. Walker moved to strike out section 26 ; which was not agreed to.

Mr. Walker moved to strike out section 27 ; which was not agreed to.

Mr. Hopkins moved to strike out section 30 ; which was not agreed to.

Mr. Bullard submitted the following amendment :

Strike out of line 1, section 36, the words "in the night time."

Which was not adopted.

Mr. Crawford moved to reconsider the vote by which the amendment was lost.

On motion of Mr. Truitt,

At 12:20 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

On motion of Mr. Moffett,

House bill, No. 417, for "An act to amend an act entitled 'an act to incorporate the Union Stock Yards and Transit Company, of Chicago,' in force February 13, 1865,"

Was taken up, and referred to the committee on agriculture and horticulture.

The House resumed the unfinished business of this morning, being the consideration of the motion to reconsider the vote by which the amendment submitted by Mr. Bullard, to line 1, section 36, of Senate bill, No. 448, was lost.

The question being on the motion to reconsider, it was decided in the negative.

The Speaker announced that a writ of *habeas corpus* had been served on the Doorkeeper by the Sheriff of Sangamon county, requiring him to have the body of Mr. Paine before the circuit court of Sangamon county forthwith; whereupon,

Mr. Armstrong of LaSalle offered the following resolution :

WHEREAS, a writ of *habeas corpus* has been served upon the Doorkeeper of this House, commanding him to be and appear before the Circuit Judge of the Sangamon county Circuit Court, forthwith, with the body of Enoch Paine, who stands committed by the order of this House, and show by what authority he detains said Paine; therefore, be it

Resolved, That Messrs. Hay, Rountree and Dunham, members of this House, be and they are hereby requested to appear before said Circuit Judge, as counsel on behalf of said Doorkeeper.

Mr. Hopkins moved to amend the resolution by striking out the word "Hay," and inserting "Bradwell;" which was not adopted.

On motion of Mr. Meacham,

The resolution was amended by adding after the name of "Dunham," the names, "Bradwell, Moore of Adams and Shaw."

The question then being on the adoption of the resolution as amended, it was decided in the affirmative.

The House resumed the consideration of Senate bill, No. 448.

Mr. Mann submitted the following amendment:

Insert in line 1, section 36, after the word "night," the words "or day."

Which was adopted.

Mr. Mann submitted the following amendment:

Insert in line 1, section 37, after the word "night," the words "or day."

Which was not adopted.

Mr. Stewart of McLean submitted the following amendment:

Strike out of line 1, section 37, the words, "in the night time."

Which was not adopted.

Mr. Harvey moved to reconsider the vote by which the amendment submitted by Mr. Mann to section 36 was adopted; which was agreed to.

The question again being on the adoption of the amendment, it was decided in the negative.

Mr. Bullard submitted the following amendment:

After the word "shall," in the first line of section 40, insert the word "knowingly."

Which was not adopted.

Mr. Moffett submitted the following amendment :

Add to section 50, the following: "*Sixth.* By killing or mutilating any living creature in a contest of skill or for any wager."

Which was not adopted.

Mr. Hollenback submitted the following amendment:

Amend by striking out the words "or killing," in the fifth line, and insert the word "or," after the word "tormenting," in the fourth line.

Mr. Branson submitted the following substitute for the amendment :

Insert in line 5, of section 50, after the word "or," the word "cruelly."

Which was adopted.

Mr. Massie submitted the following amendment :

After the word "fighting," in fourth line of section 56, insert, "or whoever shall carry concealed weapons, or in a threatening manner display any pistol, knife, slungshot, brass, steel or iron knuckles, or other deadly weapon, day or night."

Which was adopted.

Mr. Crawford submitted the following amendment :

Add to the last line of section 57, the following: "And whoever shall lease to another any house, room or other premises in whole or in part, for any of the uses or purposes finable under this section, or knowingly permits the same to be so used or occupied, shall be fined not exceeding two hundred dollars, and the house or premises so leased, occupied or used, shall be held liable for and may be sold for any judgment obtained under this section, but if such building or premises belongs to a minor or other person under guardianship, then the guardian or conservator and his property shall be liable instead of such ward, and his property shall be subject to be sold for the payment of said judgment."

Which was adopted.

Mr. Crawford submitted the following amendment :

In line 5, section 57, after the word "lessee," insert the words, "or keeper."

Which was adopted.

Mr. Hopkins submitted the following amendment :

After the word "lewdness," in line 2 of section 57, insert the words, "or whoever patronizes the same."

Which was adopted.

Mr. Branson submitted the following amendment :

Strike out of line 2, section 57, the word "rents," and insert "lets."

Which was adopted.

Mr. Carpenter submitted the following amendment :

Strike out lines 6 and 7 of section 64.

Which was not adopted.

Mr. Massie submitted the following amendment :

After the word "dollars," in line 4, section 64, add the words, "said fine shall be held for the use of the intoxicated person's family, if in poor circumstances."

Which was not adopted.

Mr. Connolly submitted the following amendment :

Insert in line 3, section 68 (printed bill), after the word "without," the words, "or within."

Which was adopted.

Mr. Branson submitted the following amendment :

In section 81, line 3, after the word "state," insert, "master-in-chancery, commissioner, or other officer of any court."

Which was adopted.

Mr. Armstrong of LaSalle submitted the following amendment:

In section 129, line 3, after the word "gambling," insert the words, "or prostitution."

Which was adopted.

Mr. Hopkins moved to strike out section 130; which was not agreed to.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the ——— day of ———, 1874, laid before the Governor for his approval, viz:

Senate bill, No. 453, for "An act to revise the law in relation to the General Assembly."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 447, for "An act to revise the law in relation to county courts."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 653, for "An act to revise the law in relation to township organization;" with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of House bills of the following titles, to-wit:

House bill, No. 621, for "An act to revise the law in relation to the construction of the statutes."

House bill, No. 645, for "An act to revise the law in relation to limited partnerships."

With amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit:

WHEREAS, the constitution of the United States makes it the duty of Congress to regulate commerce between the States; therefore

*Resolved by the House, the Senate concurring herein,* That our Senators in Congress be instructed and our Representatives be requested to use all lawful means to procure a law of Congress preventing railroads or transportation companies, doing business through or between the States, from making unjust charges or discriminations for such services.

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz:

Senate bill, No. 453, for "An act to revise the law in relation to the General Assembly."

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have

been correctly enrolled, and, on February 25, 1874, laid before the Governor for his approval, viz :

House bill, No. 655, for "An act to amend an act entitled 'an act concerning bail in civil cases,' approved January 22, 1872."

House bill, No. 649, for "An act to revise the law in relation to oaths and affirmations."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit :

House bill, No. 619, for "An act to revise the law in relation to the commitment and detention of lunatics," with an amendment thereto.

In the adoption of which amendment I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit :

House bill, No. 601, for "An act to revise the law in relation to abatement."

House bill, No. 602, for "An act to revise the law in relation to the adoption of children."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 368, for "An act to amend an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that the bills of the following titles have been correctly enrolled, and on February 25, 1874, laid before the Governor for his approval, viz :

House bill, No. 647, for "An act to revise the law in relation to names."

House bill, No. 652, for "An act to revise the law in relation to the State library."

On motion of Mr. Hopkins,

At 5:05 o'clock P. M., the House adjourned to 10 o'clock A. M. tomorrow.

THURSDAY, FEBRUARY 26, 1874.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Black.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Hart,

The further reading of the same was dispensed with.

Mr. Hart (by consent), from the committee on civil service and re-trenchment, to which was referred the special report of the Board of

Public Charities, reported the same back, and recommended that five hundred copies of the report be printed.

The report of the committee was concurred in, and five hundred copies of the report ordered printed.

The Speaker announced that the Door-keeper had again brought the contumacious witness, Mr. Paine, before the bar of the House.

The contumacious witness being again asked by the Speaker if he would answer the questions heretofore asked him, answered "No;" whereupon,

Mr. Rountree submitted the following resolution:

WHEREAS, the witness, Enoch Paine, now before the bar of the House, persists in his contumacy and refuses to answer the interrogatories propounded to him to be answered touching public printing matters, now being investigated by the committee on printing of this House; therefore,

Resolved, That the said witness, Enoch Paine, being still guilty of contemptuous conduct towards and in the presence of this House, in refusing to testify as required by the House, be imprisoned until to-morrow at 10 o'clock, A. M., and then be brought before this House again to testify, unless he shall sooner comply with the order of the House; and that the Door-keeper see to the execution of this order.

Which was adopted.

By consent, the Senate amendments to House bill, No. 653, for "An act to revise the law in relation to township organization," were taken up and concurred in, yeas 107, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Blakely, Bocoock, Booth, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Condon, Crawford, Cronkrite, Crosby, Cullerton, Dement, Dolan, Dresser, Ewing, Ferrier, Flanders, Forth, Freeland, Gordon, Graham, Granger, Grant, Grey, Gridley, Halpin, Hart, Hawes, Hay, Herrington, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jaques, Jackson, James, Jessup, Jones, Kann, Lane of Hancock, Lewis, Lietze, Lomax, Mann, Marsh, Massie, McAdams, McGee, McPherran, Meacham, Mitchell, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Nulton, Oakwood, Peltzer, Pinnell, Pyatt, Quinn, Race, Ramey, Rankin, Ray, Rice, Rogers, Rountree, Savage, Scanlan, Scott, Senne, Shumway, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Truitt, Walker, Warner, Washburn, Wayman, Webber, Webster, Weinheimer, Westfall, Wicker, Wood, Mr. Speaker—107.

Mr. Darnell voted in the negative.

So the Senate amendments were concurred in.

On motion of Mr. Armstrong of LaSalle,

The rules were suspended, and House and Senate bills on third reading were taken up.

By consent, the motion entered by Mr. Branson to reconsider the vote by which Senate bill, No. 471, for "An act to revise the law in relation to slander and libel" was ordered to a third reading, was taken up and agreed to.

Mr. Branson submitted the following amendment:

Add to the end of section 3, "And it shall be competent for the defendant to establish the truth of the matter charged by a preponderance of testimony."

Which was adopted.

The bill was then ordered to a third reading.

Senate bill, No. 470, for "An act to revise the law in relation to the seat of government," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 101, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Blakely, Bocoock, Booth, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dolan, Ewing, Ferrier, Flanders, Forth, Freeland, Graham, Granger, Grant, Grey, Gridley, Halpin, Hart, Hawes, Hay, Herrington, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Inscore, Jaques, Jackson, Jessup, Jones, Kann, Lane of Hancock, Lietze, Lomax, Mann, Marsh, Massie, McAdams, McGee, McPherran, Meacham,



Mitchell, Moore of Marshall, Moose, Morrison, Moffett, Nulton, Oakwood, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Rankin, Rice, Rogers, Rountree, Savage, Scanlan, Scott, Senne, Shaw, Shimway, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Washburn, Wayman, Webber, Webster, Weinheimer, Wicker Wood—101.

Mr. Kase voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 481, for "An act to revise the law in relation to toll roads," was read a third time, and,

On motion of Mr. Thomas,

Was recommitted to the committee on roads, highways and bridges.

Senate bill, No. 403, for "An act to revise the law in relation to liens," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 90, nays 10.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Ballow, Blakely, Bocoock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Chambers, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dolan, Dresser, Easley, Ewing, Ferrier, Flanders, Forth, Freeland, Golden, Gordon, Graham, Granger, Grant, Grey, Gridley, Hart, Harvey, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jacques, Jackson, James, Jessup, Jones, Lane of Hancock, Lewis, Lomax, Mann, McAdams, McGee, McPherran, Meacham, Mitchell, Moore of Marshall, Moose, Morrison, Moffett, Neville, Oakwood, Pollock, Quinn, Race, Ramey, Rankin, Ray, Rice, Rogers, Rountree, Savage, Scanlan, Scott, Senne, Shaw, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Thomas, Truitt, Walker, Warner, Washburn, Wayman, Webber, Webster, Wicker, Wood, Mr. Speaker—90.

Those voting in the negative are,

Messrs. Collins, Halpin, Henry, Kann, Lietze, Marsh, Massie, Pyatt, Stroud, Westfall—10.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 474, for "An act to revise the law in relation to county surveyors, and the custody of the United States field notes," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative, yeas 102, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocoock, Bradwell, Branson, Bryant, Bullard, Casey, Cassedy, Carpenter, Chambers, Collins, Condon, Connolly, Crawford, Cronkrite, Cullerton, Dement, Dolan, Dresser, Easley, Ewing, Ferrier, Flanders, Forth, Freeland, Golden, Gordon, Graham, Granger, Grant, Grey, Gridley, Halpin, Hart, Harvey, Hay, Henry, Herrington, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jackson, James, Kann, Kase, Lane of Hancock, Lewis, Lietze, Mann, Marsh, Massie, McAdams, McPherran, Meacham, Mitchell, Moore of Marshall, Moose, Morrison, Moffett, Neville, Nulton, Oakwood, Peltzer, Pinnell, Pollock, Platt, Quinn, Race, Ramey, Rankin, Ray, Rice, Rogers, Savage, Scanlan, Scott, Senne, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Webber, Webster, Weinheimer, Westfall, Wicker, Wood, Mr. Speaker—102.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 454, for "An act to revise the law in relation to habeas corpus," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 96, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bocock, Bradwell, Brauson, Bryant, Bullard, Carpenter, Chambers, Connolly, Crawford, Cronkite, Cullerton, Darnell, Dement, Easley, Ewing, Ferrier, Flanders, Forth, Golden, Gordon, Graham, Granger, Grey, Gridley, Halpin, Hart, Harvey, Hawes, Hay, Henry, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Jessup, Kaan, Kasa, Lane of Hannock, Lewis, Lietze, Lomax, Marsh, Massie, McAdams, McGee, Mencham, Mitchell, Moore of Marshall, Moose, Moffett, Nulton, Oakwood, Peltzer, Pinuell, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Ray, Rice, Rogers, Rountree, Savage, Scanlan, Scott, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Washburn, Webber, Webster, Weinheimer, Westfall, Wicker, Wood, Mr. Speaker—96.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

On motion of Mr. Hite of St. Clair,

At 12 o'clock M. the House adjourned to 2:30 o'clock P. M.

## TWO-THIRTY O'CLOCK, P. M.

The House met, pursuant to adjournment.

Mr. Anderson (by consent) introduced House bill, No. 867, for "An act to repeal section three (3) of an act entitled 'an act to extend the powers of the Chicago and Northwestern Railway Company,' approved February 15, 1865."

Which was read a first time, and referred to the committee on railroads.

Mr. Armstrong of Grundy, from the committee on railroads, to which was referred House bill, No. 841, for "An act to amend section three of an act entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto,' and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said railroads,' approved April 7th, A. D. 1871," reported the same back, and recommended that the bill do not pass, and submitted as a substitute therefor, House bill, No. 868, for "An act to amend section three of an act entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto,' and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said railroads,' approved April 7th, A. D. 1871," and recommended that the substitute be passed.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time and ordered to second reading.

On motion of Mr. Kaan,

House bill, No. 794, for "An act concerning police magistrates, and to repeal an act therein named,"

Was taken up and referred to the committee on judiciary.

By consent, Mr. Wood, from the committee on roads, highways and bridges, to which was referred House bill, No. 784, for "An act to amend

section one of an act entitled 'an act in regard to roads and bridges in counties under township organization,' approved April 11th, A. D. 1873," reported the same back with amendment, and recommended that the bill lie on the table.

The report of the committee was concurred in, and the bill laid on the table.

Senate bills on third reading being in order,

Senate bill, No. 457, for "An act to revise the law in relation to jails and jailers," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 91, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Blakely, Bocoock, Booth, Bradwell, Branson, Bryant, Bullard, Cassidy, Carpenter, Chambers, Crawford, Cronkrite, Cullerton, Darnell, Davis, Dolan, Dresser, Ewing, Ferrier, Flanders, Forth, Freeland, Golden, Gordon, Graham, Granger, Gridley, Halpin, Harvey, Hawes, Hay, Henry, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Jaques, Jackson, Jones, Kann, Lewis, Lietze, Lomax, Mann, Marsh, Massie, McPherran, Mitchell, Moore of Marshall, Moose, Moffett, Oakwood, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rice, Rogers, Savage, Scanlan, Scott, Senne, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Truitt, Walker, Warner, Washburn, Wayman, Webber, Webster, Weinheimer, Westfall, Wicker, Wood, Mr. Speaker—91.

So the bill was declared passed:

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 476, for "An act to revise the law in relation to tender," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 91, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Blakely, Bocoock, Booth, Bradwell, Branson, Bryant, Bullard, Cassidy, Carpenter, Chambers, Crawford, Cronkrite, Cullerton, Darnell, Davis, Dolan, Dresser, Ewing, Ferrier, Flanders, Forth, Freeland, Golden, Gordon, Graham, Granger, Gridley, Halpin, Harvey, Hawes, Hay, Henry, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Jaques, Jackson, James, Jessup, Jones, Kann, Lewis, Lietze, Lomax, Mann, Marsh, Massie, McPherran, Mitchell, Moore of Marshall, Moose, Moffett, Oakwood, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rogers, Savage, Scanlan, Scott, Senne, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Truitt, Warner, Washburn, Wayman, Webber, Webster, Weinheimer, Westfall, Wicker, Wood, Mr. Speaker—91.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

House bill, No. 741, for "An act in relation to courts of record in cities," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 100, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Blakely, Bocoock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Chambers, Collins, Cronkrite, Cullerton, Darnell, Davis, Dolan, Easley, Ewing, Ferrier, Forth, Freeland, Golden, Gordon, Graham, Granger, Grant, Grey, Gridley, Halpin, Harvey, Hawes, Hay, Henry, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Incore, Jaques, Jackson, James, Jessup, Jones, Kann, Kase, Lewis, Lietze, Lomax, Mann, Marsh, Maule, McAdams, McGee, McPherran, Mitchell, Moore of Marshall, Moose, Moffett, Neville, Oakwood, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rogers, Savage, Scanlan, Scott, Senne, Shumway, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Truitt, Walker, Warner, Washburn, Wayman, Webber, Webster, Weinheimer, Westfall, Wicker, Wood, Mr. Speaker—100.

Mr. Thornton voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Senate bill, No. 473, for "An act to revise the law in relation to sureties," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 91, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Ballow, Barkley, Blakely, Bocoock, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Chambers, Collins, Crawford, Cronkrite, Darnell, Davis, Dolan, Easley, Ewing, Ferrier, Flanders, Forth, Freeland, Gordon, Graham, Grauger, Grant, Grey, Gridley, Halpin, Harvey, Hawes, Hay, Henry, Hite of St. Clair, Hildrup, Hollenback, Inscore, Jaquess, Jackson, James, Jessup, Jones, Kann, Lewis, Lietze, Lomax, Mann, Marsh, Massie, McAdams, McGee, McPherran, Mitchell, Moore of Marshall, Moose, Moffett, Neville, Oakwood, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Race, Rankin, Ray, Rogers, Savage, Scanlan, Scott, Senne, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Truitt, Walker, Warner, Washburn, Webber, Webster, Westfall, Wicker, Wood, Mr. Speaker—91.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 482, for "An act to revise the law in relation to weights and measures," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 88, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocoock, Bradwell, Branson, Bryant, Casey, Carpenter, Chambers, Collins, Crawford, Cronkrite, Cullerton, Darnell, Davis, Dolan, Easley, Ewing, Ferrier, Flanders, Forth, Freeland, Gordon, Graham, Grant, Grey, Gridley, Hart, Harvey, Hawes, Hay, Henry, Hopkins, Jaquess, Jackson, James, Jessup, Jones, Kann, Lewis, Lietze, Lomax, Mann, Marsh, Massie, McAdams, McGee, McPherran, Mitchell, Moore of Marshall, Moose, Moffett, Oakwood, Peltzer, Pinnell, Plowman, Pollock, Pratt, Race, Rankin, Ray, Rogers, Savage, Scanlan, Scott, Senne, Shumway, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Washburn, Webber, Webster, Westfall, Wicker, Wood, Mr. Speaker—88.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 397, for "An act to revise the law in relation to marriages," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 87, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bradwell, Branson, Bryant, Casey, Carpenter, Chambers, Collins, Crawford, Cronkrite, Cullerton, Darnell, Davis, Dolan, Easley, Ewing, Ferrier, Flanders, Forth, Freeland, Gordon, Graham, Grey, Gridley, Hart, Hawes, Hay, Henry, Hite of Madison, Hite of St. Clair, Hopkins, Jaquess, Jackson, James, Jessup, Jones, Kann, Kase, Lewis, Massie, McAdams, McGee, McPherran, Meacham, Mitchell, Moore of Marshall, Moose, Moffett, Neville, Nulton, Oakwood, Peltzer, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rogers, Savage, Scanlan, Scott, Shumway, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Washburn, Webber, Webster, Weinheimer, Wicker, Wood, Mr. Speaker—87.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 450, for "An act to revise the law in relation to dower," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 84, nays 7.

Those voting in the affirmative are.

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocoock, Booth, Bradwell, Branson, Bryant, Casey, Carpenter, Chambers, Collins, Crawford, Cronkrite, Cullerton, Darnell, Davis, Dolan, Easley, Ewing, Ferrier, Flanders, Forth, Freeland, Gordon, Graham, Grauger, Grant, Grey, Gridley, Halpin, Hart, Hawes, Hay, Henry, Hite of Madison,

Hite of St. Clair, Hopkins, Jaquess, James, Jessup, Jones, Kann, Lomax, Mann, Maessie, McAdams, McPherran, Meacham, Mitchell, Moore of Marshall, Moose, Moffett, Neville, Nulton, Oakwood, Plowman, Pollock, Race, Ramey, Rankin, Ray, Rogers, Savage, Scanlan, Scott, Senne, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Truitt, Warner, Wayman, Webber, Webster, Weinheimer, Walker, Wood—84.

Those voting in the negative are,

Messrs. Jackson, Kase, Lewis, Lietze, Pyatt, Thornton, Westfall—7.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 280, for "An act to revise the law in relation to change of venue," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 90, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Casey, Carpenter, Chambers, Collins, Crawford, Cronkrite, Cullerton, Darnell, Davis, Dolan, Easley, Ewing, Ferrier, Flanders, Forth, Freeland, Gordon, Graham, Granger, Gridley, Halpin, Hart, Hawes, Hay, Henry, Hite of Madison, Hite of St. Clair, Hopkins, Jaquess, Jackson, James, Jessup, Jones, Kase, Lewis, Lomax, Mann, Marsh, Maessie, McGee, McPherran, Meacham, Mitchell, Moore of Marshall, Moose, Moffett, Oakwood, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rogers, Savage, Scanlan, Scott, Senne, Shumway, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Truitt, Walker, Warner, Washburn, Wayman, Webber, Webster, Weinheimer, Westfall, Wicker, Wood—90.

Messrs. Grey and Lietze voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit:

*Resolved by the House of Representatives, the Senate concurring herein,* That the joint special committee on State institutions, to whom was referred House bill No. 787, be instructed to report said bill back to the House without delay.

Mr. Moore of Marshall, from committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on February 25th, 1874:

House bill, No. 798, for "An act to amend section eight (8) of an act entitled 'an act concerning corporations,' approved April 18, 1872."

House bill, No. 834, for "An act to provide for the payment of the expenses of the Senate penitentiary investigating committee, and the expenses of witnesses, and miscellaneous expenses of the House penitentiary committee."

House bill, No. 837, for "An act to amend an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873."

House bill, No. 844, for "An act to provide for an act compelling circuit, county and probate court clerks to record reports of sales made by masters in chancery and special commissioners."

A message from the Senate by Mr. Ray:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolutions, to-wit:

WHEREAS, the obstructions at the mouth of the Mississippi will ever remain to cripple commerce, till removed by artificial means; and whereas, the Senate of the United States has passed a bill, which is now pending in the House of Representatives, on this subject; therefore,

*Resolved by the Senate, the House concurring herein,* That the General Assembly of Illinois commends this enterprise as one of great national interest and almost of vital necessity; and we hereby urge upon Congress to speedily provide for opening an ample and permanent channel from the deep waters

of the Mississippi to the open and deep waters of the Gulf, that the vast commerce of this great valley of the Mississippi may enjoy this natural outlet to the markets of the west.

*Resolved*, That the above be attested by the President of the Senate and the Speaker of the House, and that they cause the same to be transmitted to each of our Senators and Representatives in Congress.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Moore of Marshall, from committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on February 26th, 1874 :

House bill, No. 856, for "An act to enable library associations to sell and transfer their real and personal property."

House bill, No. 847, for "An act to enable cities to change the boundaries of wards and to establish additional wards."

House bill, No. 826, for "An act giving additional powers and jurisdiction to boards of health in cities where they now exist or may hereafter be established."

A message from the Governor, by Philo J. Beveridge, Private Secretary :

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

House bill, No. 604, for "An act to revise the law in relation to amendments and jeofails."

House bill, No. 605, for "An act to revise the law in relation to apprentices."

House bill, No. 638, for "An act to revise the law in relation to county treasurer."

House bill, No. 644, for "An act to revise the law in relation to joint rights and obligations."

House bill, No. 646, for "An act to revise the law in relation to mandamus."

House bill, No. 647, for "An act to revise the law in relation to names."

House bill, No. 649, for "An act to revise the law in relation to oaths and affirmations."

House bill, No. 652, for "An act to revise the law in relation to the State library."

House bill, No. 655, for "An act to amend an act entitled 'an act concerning bail in civil cases,' approved January 22, 1872."

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit :

House bill, No. 306, for "An act to authorize courts of record, in certain cases, to order lands to be subdivided and platted."

House bill, No. 685, for "An act to revise the law in relation to escheats."

House bill, No. 651, for "An act to revise the law in relation to promissory notes, bonds, due bills and other instruments in writing."

With amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

By consent, the motion to reconsider the vote by which House bill, No. 259, for "An act to simplify the forms of pleading" was ordered to a third reading, was taken up.

On motion of Mr. Starr,  
The motion to reconsider was laid on the table.

On motion of Mr. Pherran,  
At 5 o'clock P. M. the House adjourned to 10 o'clock A. M. to-morrow.

FRIDAY, FEBRUARY 27, 1874.

The House met, pursuant to adjournment.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Anderson,

The further reading of the same was dispensed with.

Mr. Kase (by consent) presented a petition from the citizens of St. Clair county, asking for a repeal of the registry law; which was referred to the committee on elections.

The Speaker laid before the House the following commitment and return:

STATE OF ILLINOIS.

*The People of the State of Illinois:*

TO ANDREW B. KIRKBRIDE, Doorkeeper of the House of Representatives of the General Assembly of the State of Illinois, and WILLIAM T. BARRETT, Sheriff of the County of Sangamon, in said State of Illinois.

We command you, Andrew B. Kirkbride, Doorkeeper, to take the body of Enoch Paine and him commit to the county jail of Sangamon county, and deliver said Paine to the keeper of said jail; and you, William T. Barrett, Sheriff and Jailer of said Sangamon county, to receive said Paine into your custody, and him safely keep in the common jail of said county, until 10 o'clock in the forenoon of Friday, the 27th inst., unless he is sooner duly discharged; and that you, Andrew B. Kirkbride, Doorkeeper, and William T. Barrett, Sheriff, return and bring said Enoch Paine to the said House of Representatives, at said hour of 10 o'clock Friday morning, the 27th inst., said Enoch Paine having been ordered by said House of Representatives to be imprisoned for a refusal to answer a question touching and concerning the public printing of the said State, put to him as a witness; and that you return this warrant, showing in what manner you executed the same.

In witness whereof I have hereunto set my hand this 26th day of February, A. D. 1874.

S. M. CULLOM,  
Speaker House of Representatives.

Countersigned—Attest: DANIEL SHEPARD,  
Clerk House of Representatives.

Executed the within warrant by taking into my custody the body of the within named Enoch Paine; but in obedience to a writ of *habeas corpus*, issued by the circuit court of Sangamon county, State of Illinois, I took his body before said court, where he was held and detained by said court until 11½ o'clock P. M., of said day, of the date of the within warrant, whereupon said court remanded the body of said Paine into my custody, but by agreement with said Paine and his attorneys and the "managers" on the part of the House of Representatives, and also owing to the lateness of the hour, the body of said Paine was detained and held in my custody during the residue of the night, and until 10 o'clock A. M. of February 27th, 1874, and, therefore, I did not commit the said Paine to the said county jail; and now at this said hour and day last named, I have his body at the bar of said House, in obedience to the within warrant.

Friday, February 27th, 1874, 10 o'clock A. M.

A. B. KIRKBRIDE,  
Doorkeeper of said House.

The Speaker laid before the House a communication from the prisoner Enoch Paine, and his counsel, which was read, and,

On motion of Mr. Gray,

Ordered returned to said parties.

Mr. Jones moved that when the witness, Enoch Paine, should appear before the committee on printing and answer all questions propounded to him by said committee, he should be purged of contempt; which was agreed to.

Senate bills on third reading being in order,

Senate bill, No. 316, for "An act to revise the law in relation to recorders," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 100, nays 3.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocoock Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Davis, Dement, Dolan, Dunham, Ewing, Ferrier, Flanders, Freeland, Golden, Gordon, Graham, Granger, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hawes, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Jones, Lane of Hancock, Lewis, Lietze, Lomax, Marsh, McAdams, McGee, McPherran, Mescham, Mitchell, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Newton, Nulton, Oakwood, Orendorff, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rice, Rogers, Rountree, Savage, Scaulan, Scott, Senne, Shumway, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Walker, Wayman, Webster, Weinheimer, Westfall, Wicker, Wood, Mr. Speaker—100.

Those voting in the negative are,

Messrs. Darnell, Forth, Thornton—3

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

House bills on third reading being in order,

House bill, No. 606, for "An act to revise the law in relation to attachments of boats, vessels and rafts," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 98, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bishop of McHenry, Blakely, Bocoock, Booth, Bradwell, Branson, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Connolly, Cronkrite, Crosby, Cullerton, Darnell, Davis, Dement, Dolan, Dunham, Easley, Ewing, Flanders, Freeland, Gordon, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hart, Harvey, Herrington, Hite of St. Clair, Hildrup, Hollenback, Inscore, Jaquess, Jackson, James, Kase, Lane of Hancock, Lewis, Lietze, Lomax, Marsh, Massie, McAdams, McGee, McPherran, Mitchell, Moore of Marshall, Moose, Morrison, Moffett, Mulvane, Newton, Nulton, Oakwood, Orendorff, Pinnell, Plowman, Pollock, Quinn, Race, Ramey, Rankin, Ray, Rice, Rogers, Savage, Scaulan, Scott, Senne, Shumway, Soule, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Truitt, Walker, Warner, Webster, Westfall, Wicker, Wood, Wymore, Mr. Speaker—98.

Mr. Henry voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

On motion of Mr. Moore of Marshall,

House bill, No. 603, for "An act to revise the law in relation to the department of agriculture, county agricultural boards and agricultural fairs," together with the pending amendments thereto, submitted by the committee on agriculture, was taken up and the bill read a second time.

The question being on the adoption of the amendments submitted by the committee, it was decided in the affirmative.

Mr. Hart submitted the following amendment:

Strike out all of section 16, down to the word "provided," in line 8, and insert, "whoever shall keep any shop, booth, tent, wagon, vessel, boat, or other place for the sale of spirituous liquors, or expose for sale or sell, give away, or otherwise dispose of said liquors, or exhibit any show or play, or engage in racing any animal, or in gaming at or within two miles of the place where any agricultural, horticultural or mechanical fair is being held, shall, for each offense, be fined not less than five nor more than one hundred dollars."

Mr. Starr submitted the following amendment to the amendment:

Amend by adding to the end of the section, "Provided, that this section shall not apply to any driving park association incorporated under any act of the Legislature."



On motion of Mr. Cronkrite,

The amendment and the amendment to the amendment were laid on the table.

Mr. Moore of Adams submitted the following amendment:

Add to the end of section 14, the following words: "Nor be printed or published at the expense of the State."

Which was not adopted.

Mr. Orendorff submitted the following amendment:

Strike out all of section 14, after the word "out."

Mr. Wood submitted the following substitute for the amendment:

Strike out all of section 14, after the word "out," to the proviso.

Which was not adopted.

The question then being on the adoption of the amendment, it was decided in the negative.

Mr. Jaquess submitted the following amendment:

Add to the end of section 16 the following: "*Provided, further, that nothing in this section be construed so as to authorize the sale of spirituous liquors, or to confer any power on the managers of any agricultural fairs to authorize such sale.*"

Which was adopted.

On motion of Mr. Quinn,

At 12:25 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Anderson (by consent) submitted the following resolution:

*Resolved, That the use of this Hall be granted to C. Date Armstrong, the elocutionist, for a public reading on Monday evening, March 2d, 1874.*

Which was adopted.

Mr. Rountree submitted the following:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives of the  
28th General Assembly of the State of Illinois:*

The undersigned, a committee of managers appointed by the House to appear and defend the Doorkeeper of the House, before Hon. Charles S. Zane, Circuit Judge of Sangamon county, in a suit instituted in the name of The People of the State of Illinois *ex rel.* Enoch Paine, against the said Doorkeeper, Andrew B. Kirkbride, wherein a writ of *habeas corpus* was sued out, commanding said Doorkeeper to bring before said judge the body of said Paine, who then was in the custody of said Doorkeeper, under the order and direction of the House and the warrant of its Speaker, for contemptuous conduct on the part of said Paine, in the presence of the House, in that said Paine had refused to answer certain questions touching and concerning certain matters connected with public printing of the State, which were being investigated by the committee on printing of the House, which had been propounded to him, that he, the said judge, might inquire into and determine whether said Paine was lawfully in the custody of said Doorkeeper, or whether he should be discharged therefrom, would respectfully report:

That said writ of *habeas corpus* was served on said Doorkeeper on Wednesday, the 25th inst., at or about noon of that day; that your committee, in compliance with the request of the counsel of said Paine, appeared before said Judge during the afternoon of that day, and said counsel for said Paine then and there moved said Judge that said Paine be admitted to bail until the return and answer of said Doorkeeper could be prepared and made to said writ and petition, which said motion said judge, after argument of counsel, overruled; that your committee, on Thursday, the 26th inst., made answer and return, upon the part of said Doorkeeper, to said writ and petition, justifying said detention under the order and resolution of this House heretofore passed, and filed the same with the Clerk of the Circuit Court of Sangamon county; that thereupon, said counsel for said Paine moved the said Judge that said Paine be discharged from the custody of said Doorkeeper; that said motion was argued at length by the counsel on behalf of said Paine, and by the committee before said Judge, but said Judge overruled said motion and remanded said Paine to the custody of said Doorkeeper.

MILTON HAY,  
JOHN M. ROUNTREE,  
C. DUNHAM,  
IRA M. MOORE,  
JAMES B. BRADWELL.

Mr. Orendorff submitted the following:

*Circuit Court of Sangamon County, February Term, A. D. 1874.*

THE PEOPLE, etc., ex rel.	}	<i>Petition for Habeas Corpus, February 26, 1874.</i>
vs		
ANDREW B. KIRKBRIDE.		

OPINION OF THE COURT, BY ZANE, J.

In deciding this case at this late hour of the night, and immediately upon the conclusion of the argument of counsel, the court will do little more than state conclusions. The return of the Doorkeeper of the House of Representatives shows, among other things, that the petitioner was summoned before a committee of that body, and was asked certain questions touching a contract for the public printing, and if he had not received money for not making a bid for it himself. The questions are stated at large in the return. That these questions were propounded to him by the chairman of the committee; that he refused to answer; that he was taken to the bar of the House, and there refused to answer; that he was ordered into the custody of the Doorkeeper of the House, and on the next day was taken to the bar of the House, and again refused to answer; that to-day he was again brought to the bar of the House and again refused to answer.

The questions arising must be determined with reference to the law and facts, as they exist to-day. The statute which took effect on yesterday, but which the court has not yet had an opportunity of reading, it is presumed was correctly quoted by counsel. It is insisted that the record does not show that the petitioner was adjudged guilty of a contempt. Though a formal adjudication was not expressed, the House resolved to imprison the petitioner because he had been guilty of a contempt in their presence, by refusing to answer the questions propounded. The resolution directed the Doorkeeper to imprison the petitioner, and the law was in force and directed how it should be done—that it should be made by a warrant signed by the Speaker and countersigned by the Clerk. The law was substantially complied with.

The important question in the case is: had the House the power to imprison the petitioner for the alleged contempt? That it has the power to imprison for contempt in certain cases, is not denied, but the right to imprison Mr. Paine for refusal to answer the questions asked him, is denied. The Legislature, composed of the two Houses, is provided for in the constitution, and all that both or either House may do is not specified in that instrument. That the convention which framed it intended that the General Assembly should possess all the powers of similar bodies, except so far as limitations were imposed, is a reasonable inference. It is believed that such inquiries as the House is attempting to make was not uncommon with the legislative bodies at the time of the adoption of our constitution. The power to compel witnesses to attend and answer questions, and to punish for contempt, are necessary incidents to such examinations. The inquiry in this case was a proper one.

The State was a party to the contract about which the inquiry was being made. It was a subject in which it was interested as a party. The legislature is the representative of the people. If a fraud had been committed on the State it ought to be ferreted out, and the legislature ought to know it, and to know how such frauds are committed, and no good citizen ought to decline to tell the whole truth about it. Though the liberty of the citizen should be respected, fraud should be exposed, and the truth should be told.

Whether there has been a fraud committed, or attempted, this court is not advised, but this inquiry is proper for the purpose of gaining information so that laws may be properly framed and new means devised by which fraud may be prevented, and the interest of the State properly guarded in the future. The House had jurisdiction of the subject matter, and of the person of the petitioner, and it adjudged him guilty of a contempt, ordered his imprisonment, the Speaker issued his warrant in pursuance of law, and this court will not discharge the petitioner.

A number of other points were made in the argument of the case, but this view disposes substantially of all the material questions, and the court is not disposed to take up further time. The law, as it now stands, forbids that any answer the petitioner may make shall be used against him in any criminal proceeding; therefore the objection to answering on that ground no longer exists. The motion to discharge the petitioner is overruled and the petitioner is remanded to the custody of the Doorkeeper.

Mr. Rountree from the joint committee on revision, to which was referred House bill, No. 607, for "An act in regard to attorneys general and state's attorneys," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendments adopted, and the bill ordered engrossed for a third reading.

Mr. Rountree, from the joint committee on revision, to which was referred Senate bill, No. 456, for "An act to revise the law in relation to injunctions," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, and the amendments adopted.

Mr. Brauson submitted the following amendment to the bill:

"§ 23. When an application shall be made on a Sunday for a writ of injunction, and there shall be filed with the bill an affidavit of the complainant, or his, her or their agent or attorney, stating that the benefits of an injunction will be lost or endangered, or irremediable damage occasioned unless such writ be immediately issued, and giving the reasons for such statement, then it shall be lawful for any officer who is authorized by the law of this State to grant writs of injunction, if it appears to him from such affidavit that the benefits of an injunction will be lost or endangered, or irremediable damage occasioned unless such writ be immediately issued, and if the complainant otherwise be entitled to such writ under the law, to grant a writ of injunction on a Sunday; and it shall be lawful for the clerk to issue, and for the sheriff or coroner to serve such writ of injunction on a Sunday as on any other day; and all affidavits and bonds made and proceedings had in such case shall have the same force and effect as if made or had on any other day."

Which was adopted.

The bill was then ordered to a third reading.

The House resumed the unfinished business of this morning, being the consideration of House bill No. 603.

Mr. Massie submitted the following amendment:

In section 10, 5th line, after the word "purposes," insert "and for the benefit of the original owners or members thereof."

Which was adopted.

Mr. Morrison submitted the following amendment:

Strike out the proviso to section 14.

Which was not adopted.

Mr. Moore of Marshall submitted the following substitute for section 8:

"§ 8. The State Board of Agriculture shall provide for the organization of agricultural boards throughout the State, which may be incorporated pursuant to the law for the formation of corporations and associations, and upon the assent to the provisions of this act, to be styled, in counties having but one agricultural organization, "The . . . county agricultural board;" and all agricultural organizations not confined to the limits of any one county, and comprised of members or stockholders residing in different counties, "The . . . union agricultural board." The said county or union agricultural board shall consist of a president, vice-president, secretary or secretaries, treasurer and directors, who may select such other officers as by such board required, and may make and

establish, from time to time, such by-laws, rules and regulations as become necessary, and are deemed expedient by a majority of said board of agriculture for the regulation of such agricultural department, the election of its officers or members, and the terms of office, the entire management of the business thereof, and the offering of premiums, not inconsistent with the constitution and laws of this State and the United States; and the said county and union agricultural boards shall respectively make an annual report of their various proceedings, to the State Board of Agriculture.

Which was not adopted.

Mr. Moore of Marshall submitted the following amendments:

Amend section nine (9) by striking out, in line 5, the words "ten days" and inserting "three weeks."

Also, after the word "meeting," in line 6, insert the following:

"Said notice to be given by publication for three successive weeks in a newspaper of general circulation published at or near the place of holding such meeting."

And in line 7 of the same section, strike out the words "in the same county."

Which were not adopted.

Mr. Crawford submitted the following amendment:

Amend section 6 by adding to it the following words: "Nor shall any such board or society be held liable for damages to person or property sustained upon their respective grounds."

Mr. Granger submitted the following substitute for the amendment:

Add to section 6 the following words: "Nor shall any such board or society be held liable for damages to person or property sustained upon their respective grounds: *Provided*, such damages shall not result from the act or negligence of such society."

Which was not adopted.

The question recurring upon the adoption of the amendment, it was decided in the negative.

Mr. Moore of Marshall submitted the following amendment:

Amend by inserting the following, which shall be: "§ 15. It shall be lawful for any agricultural board, at or before the time for holding its annual fair, to select and appoint as many persons, to act in the capacity of special police, as by said board is deemed requisite to insure peace and good order on or about the grounds, or place of holding such fair, for and during the time of holding the same: *Provided*, that such persons, before entering upon the duties of special police, shall receive his authority from and take the oath of office administered by any judge or justice of the peace, or other officer authorized to administer oaths, residing or holding his office in the town or municipal corporation most contiguous to the fair ground or place of holding such fair, and shall receive from such judge or justice a certificate, under seal, of his appointment and authority to act as such special police, which shall be indicated by some appropriate badge of office, and when so authorized he shall be clothed with full police powers."

Which was adopted.

Mr. Moore of Marshall submitted the following substitute for the bill.

A bill for "An act to revise the law in relation to the department of agriculture, county agricultural boards, and agricultural fairs."

"SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly*, That the department of agriculture for the promotion of agriculture and horticulture, manufactures and domestic

arts, shall be continued, and shall be managed by a board, to be styled "The State Board of Agriculture," to consist of a president and one vice president from each congressional district in this State, and of the last ex-president of the State Board of Agriculture, said presidents and vice-presidents to be elected on the fair grounds on the first Wednesday of the annual State Fair in 1874, and every two years thereafter, by delegates chosen by the several county and union (agricultural) boards, each county and union board having three votes and no more. The members of such board shall enter upon the duties of their office on the first Monday in January after their election, and hold their office for two years and until their successors are elected and entered upon their duties.

"§ 2. The said board shall appoint some person, not a member of the board, secretary, and fix his compensation, who shall hold his office during the term for which the members of the board appointing him are elected, unless sooner removed by the board, and who shall perform such duties as usually pertain to the office of secretary, or as shall be required of him by the board.

"§ 3. They shall also appoint some person not a member of the board as treasurer, and fix his compensation and prescribe his duties, who shall give bond in such sum and with such security as the board shall direct, conditioned for the faithful discharge of the duties of his office.

"§ 4. The treasurer shall keep an accurate itemized account of all money received by him and paid out, and make an annual report thereof to the said board, and make full settlement with the board. The board having examined such account, and found the same correct, shall indorse their approval thereon, and transmit the same with all proper vouchers to the Governor, who, if he approve, shall file the same with the Auditor of Public Accounts; if he shall not approve, he shall return the same to the board for correction.

"§ 5. Said board shall keep an office at Springfield for the transaction of its business; and when the new state house is so far completed as to allow thereof, there shall be assigned to the department of agriculture suitable rooms therein, to be under the control of said board.

"§ 6. The State Board of Agriculture in that name, and the several county and union agricultural boards organized as herein provided in their respective names, may contract and be contracted with, may purchase, hold or sell property, and may sue and be sued in all courts or places; but this State shall never be liable for any debt or contract of any of said boards.

"§ 7. The State Board of Agriculture shall have the sole control of the affairs of the department of agriculture, of all state fairs, and may make such by-laws, rules and regulations, in relation to the department of agriculture, and the management of the business of such department and state fairs, and offering premiums, as a majority of said board shall, from time to time, determine, not inconsistent with the constitution and laws of this State or the United States. But this State shall, in no event, be liable for any premiums offered or debt contracted by said board of agriculture.

"§ 8. The State Board of Agriculture shall provide for the organization of agricultural boards throughout the State, which may be incorporated pursuant to the law for the formation of corporations and associations, and upon the assent to the provisions of this act, to be styled

in counties having but one agricultural organization, 'The . . . county agricultural board;' and all agricultural organizations not confined to the limits of any one county, and comprised of members or stockholders residing in different counties, 'The . . . union agricultural board.' The said county or union agricultural board shall consist of a president, vice-president, secretary or secretaries, treasurer and directors, who may select such other officers as by such board required, and may make and establish, from time to time, such by-laws, rules and regulations as become necessary, and are deemed expedient by a majority of said board of agriculture for the regulation of such agricultural department, the election of its officers or members, and the terms of office, the entire management of the business thereof, and the offering of premiums, not inconsistent with the constitution and laws of this State and the United States; and the said county and union agricultural boards shall respectively make an annual report of their various proceedings to the State Board of Agriculture.

"§ 9. Any agricultural society or corporation now existing may change its name and organization to conform to this act, such change to be made by the directors or managers upon the consent of a majority of the life or permanent members or stockholders, as the case may be, of the society or corporation, evidenced in writing, or by a vote taken at a meeting held for that purpose, not less than three weeks previous notice having been given of the time, place and object of the meeting—said notice to be given by publication, for three successive weeks, in a newspaper of general circulation, published at or near the place of holding such meeting; and in like manner any two or more such societies or corporations may become consolidated into one society or corporation; and when the same or either of such consolidating societies or corporations is a stock company, may in like manner increase, decrease or retire their stock: *Provided*, that all re-organizations under this act shall be in conformity to the requirements of the State Board of Agriculture.

"§ 10. When any agricultural society or corporation has changed or shall change its name or organization so as to become a county or union agricultural board, as authorized by law, the property, both real and personal, of the society or corporation making such change, shall be held, used, sold and conveyed by the new name so adopted, for the like uses and purposes, and to the same extent, as it might have been by the original name if no such change had been made. This section shall also apply to the property of consolidating societies or corporations.

"§ 11. It shall be lawful for the directors of any county or union agricultural board, in order to pay, or secure to be paid, the indebtedness of such board, or of its predecessor, an agricultural society, or for the purpose of purchasing real estate for the use of such board, or to procure means to be expended in the improvement of its fair grounds, to make and execute notes or other legal contracts binding such board, and to secure such notes or contracts by mortgage or deed of trust on the real estate now or hereafter owned by said board, such mortgage or deed of trust to be executed under the seal of the county or union agricultural board making the same, and signed by the president and secretary thereof.

"§ 12. All changes of name and organization of county or union agricultural societies heretofore made in conformity to "An act to create

a department of agriculture in the State of Illinois," approved April 15, 1871; or, "An act concerning the re-organization of county agricultural societies, in conformity to 'an act to create a department of agriculture in the State of Illinois, approved April 15, 1871,' approved April 18, 1873," and the by-laws of the State Board of Agriculture, and where such action has been reported to the Secretary of said State Board of Agriculture, are hereby declared legal and effectual, and such county and union agricultural boards heretofore organized shall be entitled to all the benefits of this act as fully as if hereafter organized.

"§ 13. Whatever money shall be appropriated to the department of agriculture shall be paid to said State Board of Agriculture, and may be expended by them as in the opinion of said board will best advance the interests of agriculture and horticulture, manufactures and domestic arts in this State: *Provided*, when any appropriation is made for the benefit of agricultural boards, the same shall be divided equally between such county and union agricultural boards as shall have given satisfactory evidence to said State board of having held an annual fair, at which premiums of not less than three hundred dollars are awarded and paid, and made their annual report to said State Board of Agriculture.

"§ 14. The State Board of Agriculture shall, on or before the 15th day of December in each year, report to the governor the transactions of the department of agriculture, in which said report shall include a complete classified statement of all moneys received and paid out, and a general statement of the reports of the county and union agricultural boards: *Provided*, no such report shall contain more than four hundred pages printed matter, of the size of former reports.

"§ 15. It shall be lawful for any agricultural board, at or before the time for holding its annual fair, to select and appoint as many persons to act as are in the capacity of special police, as by said board deemed requisite, to insure peace and good order on or about the grounds, or place of holding such fair, for and during the time of holding the same: *Provided*, that such persons, before entering upon the duties of special police, shall receive his authority from and take the oath of office administered by any judge or justice of the peace, or other officer authorized to administer oaths, residing or holding his office in the town or municipal corporation most contiguous to the fair ground or place of holding such fair, and shall receive from such judge or justice a certificate, under seal, of his appointment and authority to act as such special police, which shall be indicated by some appropriate badge of office, and when so authorized he shall be clothed with full police powers.

"§ 16. Whoever trespasses upon any fair grounds, or commits any depredation upon the property of any agricultural board or society, by cutting or destroying any timber or trees, breaking or carrying away any box, trough, stall, bench, fence, lock, door, gate or other appurtenance to any fair ground, whether within or without the inclosure thereof, shall be fined not less than five nor exceeding two hundred dollars, and shall be liable civilly for all damages sustained by such wrongful act.

"§ 17. Whoever shall keep any shop, booth, tent, wagon, vessel, boat, or other place for the sale of spirituous liquors, or expose for sale or sell, give away, or otherwise dispose of any spirituous liquors, or engages in gaming at or within two miles of the place where any agricul-

tural, horticultural or mechanical fair is being held, shall, for each offense, be fined not less than five nor more than one hundred dollars: *Provided*, this section shall not affect tavern keepers, distillers or others exercising their calling at their usual places of business.

"§ 18. Any person violating the provisions of the preceding section may be arrested upon view, or upon warrant, by any sheriff, coroner, constable or other officer authorized to make arrests, and such officer may also seize the booth, tent, wagon, vessel or boat, and articles to be sold, and convey the same before a justice of the peace, with the offender, and upon a judgment being rendered against the offender the same may be sold upon the execution issued upon such judgment; and if sufficient property is not found to satisfy such fine, the offender may be committed to the county jail till the fine and costs are paid, or the prisoner discharged according to law.

"§ 19. The following acts are hereby repealed: "An act to prevent the sale of spirituous liquors and other articles of traffic at or near agricultural fair grounds," approved February 13, 1857; "An act to protect fair grounds and fair ground property," approved March 29, 1869; "An act to create a department of agriculture in the State of Illinois," approved April 15, 1871; "An act concerning the reorganization of county agricultural societies in conformity to 'an act to create a department of agriculture in the State of Illinois,' approved April 15, 1871;" but the repeal of said acts shall not affect any suits that may be pending, or any rights that have accrued, when this act shall take effect."

On motion of Mr. McPherran,

The substitute was laid on the table.

Mr. Moore of Marshall moved to reconsider the vote by which the substitute was lost; which was not agreed to.

Mr. Hart submitted the following amendment:

"§ 17. Whoever shall keep any shop, booth, tent, wagon, vessel, boat, or other place for the sale of spirituous liquors, or expose for sale or sell, give away, or otherwise dispose of any spirituous liquors, or engage in gaming at or within two miles of the place where any agricultural, horticultural or mechanical fair is being held, shall, for each offense, be fined not less than five nor more than one hundred dollars: *Provided*, this section shall not affect tavern keepers, distillers or others exercising their calling at their usual places of business."

Which was adopted.

Mr. Mann submitted the following amendment:

Insert after the word "county," in line 5, section 13, the words "or other."

Which was not adopted.

Mr. Quinn submitted the following amendment:

Add to section 16, "*Provided*, that wine or beer shall not be considered as spirituous liquors within the meaning of this act."

Which was not adopted.

On motion of Mr. Cronkrite,

The bill was ordered engrossed for a third reading.

By consent, Senate bill, No. 350, for "An act to revise the law in regard to estrays," and the pending amendment thereto, submitted by the committee on agriculture, was taken up, the bill read a second time, and the question being on the adoption of the amendment, it was decided in the affirmative.



Mr. Henry submitted the following amendment:

Strike out section 15, and insert the following: "The county clerk shall post one copy on the front door of the court house, and if the estray shall be a horse, mule or ass, the clerk shall cause a copy of the same to be published in some newspaper published in Springfield, to be designated by the Governor."

Which was not adopted.

Mr. Harvey submitted the following amendment:

Strike out of line 1, section 6, the words, "within the same time," and insert, in lieu thereof, the words, "at the time of posting the said notices shall."

Which was adopted.

Mr. Warner submitted the following amendment:

Strike out all after the word "owner," in line 5, section 35.

On motion of Mr. Jaquess,

The bill was recommitted to the committee on agriculture and horticulture.

On motion of Mr. Starr,

House bills on third reading were taken up.

House bill, No. 826, for "An act giving additional powers and jurisdiction to boards of health in cities where they now exist or may hereafter be established," was read a third time.

Mr. Savage moved to refer the bill to a select committee consisting of the members from Cook county; which was not agreed to.

The bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 39, nays 55.

Those voting in the affirmative are,

Messrs. Bradwell, Casey, Cassedy, Collins, Cronkrite, Cullerton, Davis, Dunham, Kasley, Halpin, Hart, Hay, Herrington, Hite of St. Clair, Hildrup, James, Jessup, Lomax, McAdams, McDonald, McPherran, Moore of Marshall, Moore of Adams, Moose, Morrison, Orendorff, Quinn, Rice, Rogers, Rountree, Scanlan, Scott, Starr, Stewart of Winnebago, Taggart, Washburn, Webber, Weinheimer, Mr. Speaker—39.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Barkley, Bishop of McHenry, Blakely, Brocock, Booth, Bryant Bullard, Chambers, Crawford, Dement, Dolan, Ewing, Ferrier, Flanders, Forth, Freeland, Gordon, Granger, Grant, Grey, Gridley, Griffith, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Jones, Kaun, Kase, Lane of Hancock, Lewis, Massie, McGee, Meacham, Moffett, Newton, Peltzer, Pinnell, Pollock, Race, Rankin, Senne, Soule, Streeter, Stroud, Thomas, Thornton, Walker, Warner, Wayman, Westfall, Wicker, Wood—35.

The bill not having received the number of votes required by the constitution, was declared not passed.

Mr. Wicker moved to reconsider the vote by which the bill was lost.

Mr. Rankin moved to lay the motion to reconsider on the table.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed, on February 27, 1874:

House bill, No. 821, for "An act to enable any person, persons, firm or corporation owning dams to regulate the delivery and use of water or water power."

House bill, No. 763, for "An act to amend section 35 of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

House bill, No. 852, for "An act to prevent fraud or fraudulent practices upon hotel keepers, boarding house keepers or inn keepers, and to provide a remedy therefor."

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 27th day of February, 1874, laid before the Governor for his approval, viz :

Senate bill, No. 397, for "An act to revise the law in relation to marriages."

Senate bill, No. 470, for "An act to revise the law in relation to the seat of government."

Senate bill, No. 473, for "An act to revise the law in relation to sureties."

Senate bill, No. 482, for "An act to revise the law in relation to weights and measures."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 472, for "An act to revise the law in relation to State contracts."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

Senate bill, No. 397, for "An act to revise the law in relation to marriages."

Senate bill, No. 470, for "An act to revise the law in relation to the seat of government."

Senate bill, No. 473, for "An act to revise the law in relation to sureties."

Senate bill, No. 482, for "An act to revise the law in relation to weights and measures."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and, on February 27, 1874, laid before the Governor for his approval, viz :

House bill, No. 602, for "An act to revise the law in relation to the adoption of children."

House bill, No. 609, for "An act in regard to canal companies."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 737, for "An act to provide for fees of certain officers therein named, in counties of the third class."

On motion of Mr. Lane of Hancock,

At 5:40 o'clock P. M., the House adjourn to 10 o'clock A. M. to-morrow.

SATURDAY, FEBRUARY 28, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Black.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Starr,

The further reading of the same was dispensed with.

Mr. Massie (by consent) introduced House bill, No. 869, for "An act making it the duty of collectors to receive coupons for special assessments."

Which was read a first time, and ordered to a second reading.

By consent, House bill, No. 864, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the time for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873,"

Was taken up, read a second time, and ordered engrossed for a third reading.

Mr. Graham submitted the following report :

To HON. S. M. CULLOM,

*Speaker of the House of Representatives :*

The committee on revenue, to which was referred House bill, No. 843, for "An act to provide for the collection of taxes, the collection of which has been prevented by injunction," have instructed me to report the same back with the recommendation that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Golden, by consent, from the committee on claims, to which was referred House bill, No. 766, for "An act making an appropriation for the payment to the widow of the late Rev. Nehemiah Pierce, official delegate of the State of Illinois to the 'International Prison Congress,' held in London July, 1872, for the preparation of his report made to the Governor, as required by joint resolution of the General Assembly," reported the same back without recommendation.

The report of the committee was received, and the bill read a first time, and ordered to a second reading.

Mr. Hawes submitted the following report :

*To the Honorable Speaker and House of Representatives :*

GENTLEMEN: Your committee on county and township organization, to whom was referred Senate bill, No. 58, for "An act to repeal an act entitled 'an act to amend the law concerning township organization,' approved January 31, 1872," have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

The report of the committee was concurred in, and the bill read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 45, nays 36.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Booth, Collins, Crosby, Cullerton, Darnell, Davis, Dolan, Ferrier, Freeland, Golden, Graham,

Gridley, Griffith, Hart, Harvey, Hawes, Herrington, Hite of St. Clair, Hollenback, Kase, Lewis, Loomis, Marsh, Massie, McDonald, Moore of Marshall, Moore of Adams, Morrison, Moffett, Peltzer, Ramey, Rice, Scott, Stewart of Winnebago, Stroud, Taggart, Walker, Wayman, Webber—45.

Those voting in the negative are,

Messrs. Bradwell, Chambers, Crawford, Dement, Ewing, Forth, Grey, Hay, Henry, Hildrup, Hopkins, Jaquess, Jackson, James, Jessup, Johnston, Jones, Lemma, Lietze, Mann, McPherran, Mitchell, Oakwood, Plowman, Pollock, Quinn, Race, Ray, Savage, Shumway, Starr, Thomas, Warner, Westfall, Wood, Mr. Speaker—36.

The bill not having received the number of votes required by the constitution, was declared not passed.

The House resumed the unfinished business of yesterday, being the consideration of the motion to lay the motion to reconsider the vote by which House bill, No. 826, for "An act giving additional powers and jurisdiction to boards of health in cities where they now exist or may hereafter be established" was lost, on the table.

The question being on the motion to lay the motion to reconsider on the table, it was decided in the negative.

The question recurring on the motion to reconsider the vote by which the bill was lost, it was decided in the affirmative.

On motion of Mr. Starr,

The bill was referred to the committee on municipal affairs.

House bills on third reading being in order,

House bill, No. 856, for "An act to enable library associations to sell and transfer their real and personal property," was read a third time.

The bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 104, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocock, Booth, Bradwell, Bryant, Bullard, Casey, Carpenter, Chambers, Collins, Crawford, Cronkrite, Cullerton, Darnell, Davis, Dement, Dolan, Dunham, Easley, Ewing, Ferrier, Flanders, Forth, Freeland, Golden, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Hart, Harvey, Hawes, Hay, Henry, Herrington, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lemma, Lewis, Lietze, Lomax, Loomis, Mann, Marsh, Massie, McDonald, McGee, McPherran, Meacham, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Moffett, Neville, Oakwood, Peltzer, Pollock, Pyatt, Quinn, Race, Ramey, Ray, Rice, Rogers, Savage, Scott, Senne, Shumway, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Truitt, Walker, Warner, Wayman, Webber, Webster, Wood, Mr. Speaker—104.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 834, for "An act to provide for the payment of the expenses of the Senate penitentiary investigating committee, and the expense of witnesses, and miscellaneous expenses of the House penitentiary committee," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 89, nays 3.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocock, Booth, Bradwell, Bryant, Casey, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Easley, Ewing, Ferrier, Flanders, Forth, Freeland, Golden, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hart, Harvey, Hawes, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Jessup, Johnston, Jones, Kase, Lemma, Lewis, Lietze, Loomis, Mann, Marsh, McDonald, McGee, McPherran, Mitchell, Moore of Marshall, Moore of Adams, Moore, Morrison, Moffett, Neville, Newton, Nulton, Oakwood, Peltzer, Pollock, Pyatt, Quinn, Race, Ramey, Ray, Rice, Rogers, Savage, Scanlan, Senne, Shumway, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Walker, Wayman, Webber, Webster, Wood, Mr. Speaker—89.

Messrs. Bullard, Dolan and Taggart voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 847, for "An act to enable cities to change the boundaries of wards and to establish additional wards," was read a third time.

On motion of Mr. Bradwell,

The further consideration of the bill was postponed until Wednesday next.

House bill, No. 792, for "An act to authorize incorporated cities, towns or villages in this State, situated upon the banks of navigable rivers, to lease parts of their public landings or levees," was read a third time.

The bill and all the amendments thereto having first been printed, and the question being "Shall this bill pass?" it was decided in the negative—yeas 23, nays 76.

Those voting in the affirmative are,

Messrs. Ballow, Booth, Casey, Crawford, Cullerton, Griffith, Harvey, Hawes, Hite of St. Clair, Jackson, James, Johnston, Neville, Ramey, Savage, Scanlan, Scott, Stewart of Winnebago, Walker, Wayman, Webber, Webster, Westfall—23.

Those voting in the negative are,

Messrs. Anderson, Armstrong of Grundy, Armstrong of La Salle, Blakely, Boocock, Bradwell, Bryant, Bullard, Carpenter, Collins, Cronkrite, Crosby, Darnell, Davis, Dolan, Dunham, Easley, Ferrier, Flanders, Forth, Golden, Graham, Granger, Grant, Grey, Gridley, Halpin, Hart, Hay, Henry, Herrington, Hollenback, Hopkins, Inscore, Jaques, Jessup, Jones, Kase, Lane of Hancock, Lemma, Lewis, Lietze, Lomax, Loonis, Mann, Marsh, McDonald, McGee, McPherran, Meacham, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Newton, Nulton, Oakwood, Orendorff, Pollock, Pyatt, Quinn, Rice, Ray, Rice, Rogers, Sanna, Shumway, Soule, Starr, Taggart, Thomas, Thornton, Truitt, Warner, Wood, Mr. Speaker—76.

So the bill, not having received the number of votes required by the constitution, was declared not passed.

Mr. Moore of Adams entered a motion to reconsider the vote by which the bill was lost.

House bill, No. 831, for "An act to enable the corporate authorities now or hereafter incorporated under an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1, 1872, to acquire by purchase or otherwise, establish, maintain, license and regulate ferries, bridges, the approaches thereto, and tolls thereon," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 37, nays 49.

Those voting in the affirmative are,

Messrs. Anderson, Ballow, Booth, Bradwell, Collins, Connelly, Crawford, Cronkrite, Davis, Ferrier, Freeland, Gordon, Graham, Granger, Grant, Gridley, Hawes, Hollenback, Johnston, Kase, Lane of Hancock, Lemma, Lomax, Mann, McGee, McPherran, Morrison, Moffett, Quinn, Rice, Savage, Stewart of Winnebago, Taggart, Thomas, Walker, Wayman, Webber—37.

Those voting in the negative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Blakely, Boocock, Bryant, Bullard, Casey, Carpenter, Chambers, Crosby, Darnell, Dolan, Dunham, Easley, Ewing, Flanders, Forth, Golden, Grey, Griffith, Hart, Harvey, Henry, Herrington, Inscore, Jaques, Jackson, Jones, Lietze, Marsh, Maessie, McDonald, Meacham, Moore of Marshall, Neville, Newton, Nulton, Oakwood, Pollock, Pyatt, Ramey, Ray, Rogers, Sanna, Soule, Truitt, Warner, Westfall, Mr. Speaker—49.

The bill not having received the number of votes required by the constitution, was declared not passed.

House bill, No. 821, for "An act to enable any person, persons, firm or corporation owning dams to regulate the delivery and use of water or water power," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 52, nays 43.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of LaSalle, Ballow, Bocoock, Booth, Bradwell, Bullard, Casey, Connolly, Crawford, Cullerton, Davis, Dement, Ewing, Ferrier, Freeland, Golden, Granger, Grant, Gridley, Hart, Hawes, Hite of St. Clair, Hildrup, Jackson, Jessup, Johnston, Lomax, Loomis, Mann, McAdams, McGee, Moore of Adams, Moose, Moffett, Race, Rice, Rogers, Savage, Scanlan, Senne, Soule, Stewart of Winnebago, Stewart of McLean, Thomas, Walker, Warner, Wayman, Webster, Westfall, Wood—52.

Those voting in the negative are,

Messrs. Anderson, Blakely, Bryant, Carpenter, Collins, Cronkrite, Crosby, Darnell, Dolan, Dunham, Flanders, Forth, Gordon, Grey, Griffith, Henry, Hollenback, Hopkins, Jaquess, Jones, Lane of Hancock, Lewis, Lietze, Marsh, Massie, McDonald, McPherran, Meacham, Moore of Marshall, Morrison, Neville, Newton, Nulton, Oakwood, Peltzer, Pollock, Pyatt, Ray, Scott, Shumway, Taggart, Thornton, Mr. Speaker—43.

The bill not having received the number of votes required by the constitution, was declared not passed.

House bill, No. 798, for "An act to amend section eight (8) of an act entitled 'an act concerning corporations,' approved April 18, 1872," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 78, nays 21.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bocoock, Booth, Bradwell, Bullard, Casey, Carpenter, Chambers, Collins, Crawford, Crosby, Cullerton, Davis, Dement, Ewing, Ferrier, Freeland, Gordon, Granger, Grant, Gridley, Griffith, Halpin, Hart, Hay, Henry, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jaquess, James, Jessup, Johnston, Kase, Lane of Hancock, Lemma, Lietze, Lomax, Loomis, Mann, Massie, McGee, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Neville, Oakwood, Plowman, Pollock, Pyatt, Quinn, Ramey, Rice, Rogers, Savage, Scanlan, Scott, Senne, Soule, Starr, Stewart of Winnebago, Stroud, Thomas, Thornton, Walker, Warner, Wayman, Westfall, Wood—77.

Those voting in the negative are,

Messrs. Anderson, Blakely, Bryant, Cronkrite, Dolan, Dunham, Flanders, Forth, Graham, Jones, McAdams, McDonald, McPherran, Meacham, Newton, Peltzer, Race, Ray, Stewart of McLean, Truitt, Mr. Speaker—21.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 844, for "An act to provide for 'an act compelling circuit, county and probate court clerks to record reports of sales made by masters-in-chancery and special commissioners,'" was read a third time.

On motion of Mr. Starr,

The bill was referred to the committee on judiciary.

House bill, No. 663, for "An act to repeal an act entitled 'an act to enable railroad companies to borrow money and mortgage their property and franchises therefor,' approved May 7, 1873," was read a third time.

Mr. Crawford moved to postpone the further consideration of the bill until March 5th, after reading the journal.

Mr. McPherran moved to amend the motion by postponing the consideration of the bill until March 20th; which was not agreed to.

The question then being on the motion to postpone the consideration of the bill until March 5th, after reading of the journal, it was decided in the affirmative.

House bill, No. 763, for "An act to amend section 35 of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 82, nays 19.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Barkley, Bocoock, Booth, Bradwell, Bullard, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Davis,

Dement, Dolan, Dunham, Ewing, Flanders, Freeland, Golden, Gordon, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hart, Harvey, Hay, Herrington, Hite of St. Clair, Hildrup, Hollenback, Inscore, Jaquess, James, Johnston, Jones, Kase, Lane of Hancock, Lewis, Lietze, Lomax, Mann, Marsh, Massie, McAdams, McDonald, McGee, McPherran, Meacham, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Nulton, Oakwood, Pollock, Pyatt, Race, Ramey, Rice, Savage, Scaulan, Senne, Shumway, Soule, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Walker, Warner, Wayman, Wood, Mr. Speaker—82.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Blakely, Brvant, Darnell, Easley, Forth, Grey, Henry, Jackson, Loomis, Morrison, Plowman, Quinn, Ray, Scott, Starr, Thomas, Thornton, Truitt—19.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 806, for "An act to amend section 6 of 'an act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms,' approved March 7, 1872," was read a third time.

The bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 102, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocock, Booth, Bradwell, Bryant, Bullard, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkite, Crosby, Darnell, Davis, Dement, Dolan, Dunham, Easley, Ewing, Flanders, Forth, Freeland, Golden, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hay, Henry, Herrington, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Jessup, Johnson, Jones, Kase, Lane of Hancock, Lewis, Lietze, Lomax, Loomis, Mann, Marsh, Massie, McAdams, McDonald, McGee, McPherran, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Newton, Nulton, Oakwood, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Ray, Rice, Savage, Scaulan, Scott, Senne, Shumway, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Wayman, Wood, Mr. Speaker—102.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Thornton, at 12:15 o'clock P. M., moved that the House adjourn; which was not agreed to—yeas 22, nays 70—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Bradwell, Bullard, Connolly, Davis, Easley, Golden, Gordon, Halpin, Inscore, Jackson, Lomax, Loomis, Massie, McAdams, Morrison, Plowman, Quinn, Thornton, Walker, Wayman, Westfall—22.

Those voting in the negative are,

Messrs. Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocock, Booth, Casey, Carpenter, Crawford, Cronkite, Crosby, Darnell, Dement, Dolan, Ewing, Ferrier, Flanders, Forth, Freeland, Graham, Granger, Grey, Gridley, Griffith, Hart, Hay, Herrington, Hite of St. Clair, Hildrup, Hopkins, Jaquess, James, Johnston, Jones, Kase, Lane of Hancock, Lewis, Mann, Marsh, McDonald, McGee, Moore of Marshall, Moore of Adams, Moose, Moffett, Newton, Nulton, Oakwood, Pollock, Pyatt, Ramey, Ray, Rice, Savage, Scaulan, Scott, Senne, Shumway, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Truitt, Wood, Mr. Speaker—70.

So the motion to adjourn was not agreed to.

On motion of Mr. Kase,

At 12:20 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

## TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

By consent, Mr. Wicker, from the committee on canal and river improvements, to which was referred House bill, No. 816, for "An act to authorize the removal of the feeder dam across the Calumet river, near Blue Island, in Cook county, in the State of Illinois, and to provide

compensation to Christian Pfeiffer and John Roll for any loss they may sustain by its removal," reported the same back, with an amendment, and recommended its adoption, and that the bill, as amended, be passed.

The report of the committee was concurred in, the amendment adopted, and the bill ordered engrossed for a third reading.

Mr. Lane of Hancock, (by consent), from the committee on executive department, to which was referred Senate bill, No. 466, for "An act to revise the law in relation to pardons," reported the same back and recommended that the bill be passed.

The report of the committee was concurred in, the bill read a second time and ordered to a third reading.

Leave of absence was granted to Mr. Webber.

On motion of Mr. Carpenter,

The vote by which House bill, No. 821, for "An act to enable any person, persons, firm or corporation owning dams to regulate the delivery and use of water or water power" was lost, was reconsidered.

On motion of Mr. Carpenter,

The bill was referred to the committee on judiciary.

Mr. Moore of Marshall presented a petition from citizens of Marshall county, asking for an amendment to the liquor law to make it more effective.

Which was referred to the special committee on temperance.

Mr. Moffett (by consent), from the committee on agriculture and horticulture, to which was referred House bill, No. 417, for "An act to amend an act entitled 'an act to incorporate the Union Stock Yards and Transit Company,' in force February 13, 1865," reported the same back with amendments, and recommended their adoption, and that the bill, as amended, be passed.

The report of the committee was concurred in, the amendments adopted, and the bill ordered engrossed for a third reading.

Mr. Thomas (by consent), from the committee on appropriations, to which was referred Senate bill, No. 238, for "An act to make an appropriation for compensation to military companies for services rendered in the city of Chicago in the month of October, 1871," reported the same back with an amendment, and recommended its adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the bill read a first time, and ordered to a second reading, and the bill and amendment ordered printed.

Mr. Halpin (by consent) introduced House bill, No. 870, for "An act in relation to the management of the funds of municipal corporations, and to relieve them from paying subsequent taxes or assessments on real estate purchased by them for any tax or assessment, and to preserve their lien thereon."

Which was referred to the committee on municipal affairs.

The House resumed the unfinished business of Wednesday last, being the consideration of Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence."

Mr. Scanlan submitted the following amendment:

Insert after the words "perpetrated by," in line 3, section 140, the word "abortion."

Which was not adopted.



Mr. Quinn submitted the following amendment :

Strike out of section 150 lines 1 and 2.

Which was not adopted.

Mr. Armstrong of LaSalle submitted the following amendment :

Strike out the words "or master his servant" in line 4, section 152.

Which was not adopted.

Mr. Moore of Adams moved to amend by striking out sections 158, 159, and 160 ; which was not agreed to.

Mr. Hart moved to reconsider the vote by which the words "of the value of fifty dollars" were stricken out of section 13 ; which was agreed to.

The question again being on the adoption of the amendment to strike out of section 13 the words "of the value of fifty dollars," it was decided in the negative.

Mr. Ewing submitted the following amendment to section 203 :

Strike out the proviso and insert the following : "*Provided*, that this section shall not be construed to apply to the killing of dogs when upon the premises of others than their masters."

Which was not adopted.

Mr. Plowman moved to amend by striking out the proviso in section 203.

Mr. Starr submitted the following substitute for the amendment :

Add to the proviso in section 203 the following : "*Provided, further*, that this section shall not apply to dogs found upon the premises of other than the owner."

On motion of Mr. Scanlan,

The substitute was laid on the table.

The question recurring on the adoption of the amendment to strike out the proviso in section 203, it was decided in the negative.

Mr. Johnston submitted the following amendment :

Amend section 208 by inserting after the word "duty," in the 3d line, the following, "or who shall be guilty of diverting any public money from the use or purpose for which it may have been appropriated, or set apart by or under authority of law, or who shall be guilty of contracting, directly or indirectly, for the expenditure of a greater sum or amount of money than may have been, at the time of making the contracts, appropriated or set apart by law or authorized by law to be expended upon the subject matter of the contracts."

Which was adopted.

Mr. Starr moved to reconsider the vote by which the amendment was adopted ; which was adopted.

Mr. Hay submitted the following amendment to the amendment :

Insert after the word "be," in next to last line, the words "contracted for or."

Which was adopted.

The question then being on the adoption of the amendment as amended, it was decided in the affirmative.

Mr. Johnston submitted the following amendment :

Strike out of section 208 "exceeding \$200," and insert "less than \$200 nor more than \$10,000."

Mr. Dunham submitted the following substitute for the amendment :

Strike out of section 208 the words "two hundred," and insert the words "ten thousand."

Which was adopted.

Mr. Starr submitted the following resolution:

*Resolved*, That the committee on contingent expenses be and are hereby directed to reduce the list of committee clerks of this House to six, and to report to this House such revised list.

Which was adopted.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 28th day of February, 1874, laid before the Governor for his approval, viz:

Senate bill, No. 474, for "An act to revise the law in relation to county surveyors, and the custody of the United States field notes."

Senate bill, No. 454, for "An act to revise the law in relation to habeas corpus."

On motion of Mr. Lewis,

At 4:30 o'clock P. M., the House adjourned to 10 o'clock A. M. on Monday next.

### MONDAY, MARCH 2, 1874.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Black.

The journal of yesterday was being read, when,

On motion of Mr. Starr,

The further reading of the same was dispensed with.

Mr. McGee (by consent) introduced House bill, No. 871, for "An act to amend an act entitled 'an act in regard to attachments in courts of record,' approved December 23, 1871, in force July 1, 1872."

Which was referred to the committee on judiciary.

Mr. Lietze (by consent) introduced House bill, No. 872, for "An act requiring foreign insurance companies doing business in this State to file a statement, in writing, of the right to remove a cause in which they are a party, from a state court into the United States court."

Which was referred to the committee on insurance.

Mr. Dunham (by consent) introduced House bill, No. 873, for "An act to legalize and confirm the conveyances of certain lots by the president and council of the town of Camden Mills, in the county of Rock Island."

Which was referred to the committee on judiciary.

Mr. Wood (by consent) presented a petition from citizens of Effingham, Illinois, asking for a modification or total repeal of the railroad law; which was referred to the committee on railroads.

Mr. Johnston (by consent) presented a petition from citizens of Moline, Illinois, asking that the railroad law be modified or repealed; which was referred to the committee on railroads.

The House resumed the unfinished business of Saturday last, being the consideration of Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence."

Mr. Armstrong of Grundy submitted the following amendment:

Amend by inserting between sections 209 and 210 the following additional section:

*"Furnishing Spirituous Liquors to Prisoners. § 209½. Every person who procures for, furnishes, or conveys to any prisoner confined in any jail or city prison, intoxicating or spirituous liquors, shall, upon conviction,*

tion thereof, for each offense, be fined not exceeding fifty dollars or imprisoned in the county jail not exceeding thirty days, or both, in the discretion of the court, which fine may be recovered in an action of debt, in the name of the People of the State of Illinois, before any justice of the peace of the county where said offense shall have been committed. All fines collected under the provisions of this section shall be paid into the common school fund of the proper county."

Which was adopted.

Mr. Jaquess submitted the following amendments:

Amend section 210 as follows: After the word "clerk," in line 2, insert the words, "prosecuting attorneys." After the word "duty," in line 3, insert the words, "or not doing his duty." After the word "performance," in line 5, insert the word "non-performance."

Which were not adopted.

Mr. Johnston submitted the following amendment:

Strike out of line 5, section 220, the word "or," and insert a "comma," and add to the end of same line, the words "street or public highway."

Which was adopted.

Mr. Johnston submitted the following amendment:

In line 17, section 220, after the word "town," insert the words, "or within fifty rods of any occupied dwelling house."

Which was adopted.

Mr. Connolly submitted the following amendment:

Add to section 220, the following: "*Provided*, that nothing in this section contained shall be construed to prevent the municipal authorities of any incorporated city, town or village from declaring what shall be nuisances, and abating the same within their limits."

Which was adopted.

Mr. Ferrier submitted the following amendment:

Amend section 222 by striking out after the word "offense," in line 12, the words, "one-half of said fine to be paid to the informer upon whose evidence the person shall be convicted, and one-half," and insert "to be paid."

Which was not adopted.

Mr. Lewis submitted the following amendment:

Strike out all after the word "not," at the end of line 11, section 222, to the word "more," in line 12, same section.

Which was not adopted.

Mr. Connolly submitted the following amendment:

Insert the word "prize," before the word "fight," in the second line of section 231.

Which was adopted.

Mr. Hopkins moved to strike out section 234; which was not agreed to.

Mr. Carpenter submitted the following amendment:

Insert after the word "away," in line 2, section 257, the following: "or sells or gives away any intoxicating liquor in or about any such place."

Which was not adopted.

Mr. Collins submitted the following amendment:

Amend section 257 by inserting after the word "Sunday," in line 2, the words, "or any other day."

Mr. Hopkins submitted the following amendment to the amendment:

Strike out of line 2, section 257, the words, "upon the first day of the week, commonly called Sunday."

Which was not adopted.

The question then being on the adoption of the amendment, it was decided in the negative—yeas 27, nays 59—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Ballow, Bradwell, Bryant, Bullard, Collins, Davis, Ewing, Freeland, Granger, Gridley, Hart, Hopkins, Jaquess, Johnston, McGee, Meacham, Middlecoff, Pollock, Rice, Soule, Stewart of Winnebago, Stroud, Taggart, Webster, Wood—26.

Those voting in the negative are,

Messrs. Anderson, Armstrong of LaSalle, Blakely, Booth, Casey, Carpenter, Chambers, Connolly, Crawford, Cronkrite, Crosby, Dement, Dolan, Dunham, Flanders, Forth, Grant, Grey, Griffith, Halpin, Harvey, Hay, Henry, Herrington, Hite of St. Clair, Hildrup, Hollenback, Jackson, James, Jones, Lemma, Lewis, Lietze, Lomax, Mann, Marsh, Massie, McDonald, McPherran, Moore of Adams, Morrison, Neville, Newton, Oakwood, Oleson, Pyatt, Quinn, Ray, Savage, Scanlan, Scott, Senne, Starr, Stewart of McLean, Thomas, Thornton, Walker, Wayman, Weinheimer, Mr. Speaker—60.

So the amendment was not adopted.

Mr. Hopkins moved to strike out section 257; which was not agreed to—yeas 8, nays 85—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Booth, Herrington, Hite of St. Clair, Lomax, Neville, Thomas, Webster, Weinheimer—9.

Those voting in the negative are,

Messrs. Anderson, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocoock, Bradwell, Bullard, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dolan, Dunham, Ewing, Ferrier, Flanders, Forth, Freeland, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hay, Henry, Hildrup, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Johnston, Jones, Lane of Hancock, Lewis, Lietze, Mann, Marsh, Massie, McDonald, McGee, McPherran, Meacham, Middlecoff, Moore of Adams, Morrison, Moffett, Newton, Oakwood, Oleson, Pollock, Pyatt, Quinn, Race, Ray, Rice, Savage, Scanlan, Scott, Senne, Shaw, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thornton, Warner, Westfall, Wood, Mr. Speaker—85.

So the motion was not agreed to.

Mr. Collins submitted the following amendment:

Amend section 258 by striking out all after the word "time," and inserting "from Saturday, 8 o'clock P. M., until Monday, 7 o'clock A. M."

Which was not adopted.

Mr. Inscore (by consent) submitted the following report:

HON. S. M. CULLOM,

*Speaker of the House of Representatives :*

The special joint committee on state charitable institutions, to whom was referred House bill, No. 787, for "An act to provide for the election of a state board of charities, and to regulate and define their duties," have instructed me to report the same back without recommendation.

The report of the committee was received, and,

On motion of Mr. Hart,

The consideration of the bill was made the special order for March 4th.

Mr. Inscore (by consent) submitted the following report:

HON. S. M. CULLOM,

*Speaker of the House of Representatives :*

The special joint committee on state charitable institutions, to whom was referred House bill, No. 853, for "An act to provide for the election of a State Board of Commissioners of Public Charities and to prescribe their duties," have instructed me to report the same back, with a recommendation that the same be printed.

The report of the committee was concurred in.

On motion of Mr. Moore of Adams,

The consideration of the bill was postponed and made the special order for March 4.

Mr. Inscore (by consent) submitted the following report:

HON. S. M. CULLOM,

*Speaker of the House of Representatives:*

The special joint committee on state charitable institutions, to whom was referred House bill, No. 752, for "An act to regulate the appropriations for the necessary expenses of the State charitable institutions," have instructed me to report the same back, with the recommendation that it be printed.

The report of the committee was concurred in.

On motion of Mr. Scanlan,

The consideration of the bill was made the special order for March 4.

Mr. Inscore (by consent) submitted the following report:

The committee on miscellaneous subjects, to whom was referred House bill, No. 801, for "An act to establish a board of health for the State of Illinois," have had the same under consideration, and instruct me to report the same back with a recommendation that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

The House resumed the consideration of Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence."

Mr. Johnston submitted the following amendment:

Strike out of line 3, section 259, the words "twenty-five," and insert "one hundred."

Which was not adopted.

Mr. Johnston submitted the following amendment:

Strike out of line 3, section 260, the words "twenty-five," and insert "one hundred."

Which was not adopted.

Mr. Mann submitted the following amendment:

In line 3, of section 265, after the word "tree," insert the word "vine."

Which was adopted.

Mr. Hite of Madison submitted the following amendment:

Strike out section 266.

Mr. Hay submitted the following amendment:

In line 1, section 266, after the word "whoever," insert the words "without authority of law."

Which was adopted.

Mr. Armstrong of LaSalle submitted the following amendment:

In line 4, section 266, strike out the word "five," and insert the word "two."

Which was adopted.

Mr. Armstrong of LaSalle submitted the following amendment:

After the word "law," in line 1, section 266, insert the words "and not being the owner or agent of adjoining lands."

Which was adopted.

Mr. Hite of St. Clair submitted the following amendment:

Strike out all after the word "exceeding," in line 4, section 266, and insert the words "twenty dollars."

Which was not adopted.

The question recurring on the amendment to strike out section 266, it was decided in the negative.

On motion of Mr. McPherran,

At 12:25 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Massie (by consent), from the special committee on revenue, to which was referred House bill, No. 682, for "An act to amend sections 3, 27 and 29 of an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,'" and House bill, No. 686, for "An act to amend sections 24, 26, 27, 29, 78, 85, 86, 97 and 106, of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872," reported the same back, and recommended that they do not pass, and submitted as a substitute therefor, House bill, No. 874, for "An act to amend sections 3, 32, 33, 43, 53, 86, 97, 106, 107, 178, 192, 227 and 229, and to repeal sections 27, 28, 29 and 108 of 'an act for the assessment of property and for the levy and collection of taxes,' approved March 30, 1872, amended May 3, 1873," and recommended that the substitute be passed.

The report of the committee was concurred in, and the bills laid on the table, the substitute read a first time, and ordered to a second reading.

Mr. Gridley (by consent), from the committee on claims, to which was referred House bill, No. 840, for "An act providing for the payment of expenses incurred in procuring the conviction and punishment of any murderer who may have induced a citizen of this State, by false and fraudulent representations, to accompany him into another State for the purpose of murdering him, and may have there murdered such citizen," reported the same back and recommended its passage.

The report of the committee was concurred in, the bill read a first time and ordered to a second reading.

Mr. Hildrup (by consent), from the committee on railroads, to which was referred House bill, No. 664, for "An act requiring corporations to pay damages in certain cases of appeal and change of venue," reported the same back and recommended that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Hildrup (by consent) submitted the following report:

To THE HON. SHELBY M. CULLOM,

*Speaker of the House Representatives:*

The committee on railroads have had under consideration the memorial of the business men of Chicago, and instruct me to report the same back with the recommendation that it be printed.

The report of the committee was concurred in, and the memorial ordered printed.

Mr. Hildrup (by consent) submitted the following report:

To THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

The railroad committee have had under consideration Senate bill, No. 468, for "An act to revise the law in relation to *quo warranto*," and instruct me to report the same back with the recommendation that it pass.

The report of the committee was concurred in, and the bill ordered to a second reading.

Mr. Hildrup (by consent) submitted the following report :

HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

The committee on railroads have had under consideration Senate bill, No. 492, for "An act in regard to horse and dummy railroads," and instruct me to report the same back with the recommendation that it pass.

The report of the committee was concurred in, and the bill ordered to a second reading.

Mr. Hildrup (by consent), from the committee on railroads to which was referred House bill, No. 839, for "An act to provide for the better enforcement of an act entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto;' and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved May 3, 1873," reported the same back with the recommendation that it do not pass.

The report of the committee was received, and the bill ordered to be printed.

On motion of Mr. Johnston,

The vote by which House bill, No. 831, for "An act to enable the corporate authorities now or hereafter incorporated under an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1st, 1872, to acquire by purchase or otherwise, establish, maintain, license and regulate ferries, bridges, the approaches thereto and tolls thereon," was lost, was reconsidered.

On motion of Mr. Johnston,

The bill was referred to the committee on municipal affairs.

Leave of absence was granted to Messrs. Westfall and Moore of Marshall.

On motion of Mr. Hite of St. Clair,

House bill, No. 854, for "An act to repeal an act entitled 'an act to amend an act to incorporate the St. Clair County Turnpike Company,' approved February 16, 1861," was taken up, and referred to the committee on roads, highways and bridges.

The House resumed the unfinished business of this morning, being the consideration of Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence."

Mr. Hay submitted the following amendment :

In section 13, line 3, division 3, strike out the word "judgment," and insert the word "default."

Which was adopted.

Mr. McPherran submitted the following amendment :

Amend section 13, division 3, by striking out the words "in their exoneration," in the third line; and also, by adding to said section the following : "upon such surrender by the principal, or by his sureties, the court may, in its discretion, order the bail exonerated."

Which was not adopted.

Mr. Hay submitted the following amendment :

Amend division 3, by striking out sections 13, 14, 15, 16, 17 and 18, where they occur in the division, and inserting the same after section

10 in the same division, and renumber the sections to conform to such change.

Which was adopted.

Mr. Warner submitted the following amendment:

In seventh line, section 7, page 73, after the word "court," insert, "*Provided*, that when an officer, under the provisions of this division of this act, shall find or seize perishable property, if, in the opinion of the court, judge or justice to whom the return is made, such property cannot be preserved for use as evidence, such court, judge or justice may direct one or more persons to examine such property for the purpose of testifying in regard thereto, and shall then order the officer having charge thereof to sell the same to the highest bidder for cash, the proceeds to be paid to the owner of the property sold."

Which was not adopted.

Mr. Hay submitted the following amendments:

Add to division 10; the following:

"*Offenses against railroads and water-crafts.*—§ 11. When any offense is committed in or upon any railroad car passing over any railroad in this state, or any water-craft navigating any of the waters within this state, and it cannot readily be determined in what county the offense was committed, the offense may be charged to have been committed, and the offender tried in any of the counties through or along or into which such railroad car or water craft may pass or come, or can reasonably be determined to have been on or near the day when the offense was committed."

Also amend by striking out of section 3, division 1, all after the word "murder," in the 6th line.

Which were adopted.

Mr. Ewing submitted the following amendment:

Amend in 13th division, 15th section, 4th line, strike out "meat or drink (water excepted)," and insert "spirituous or intoxicating drink;" and in 16th section, 3d line, strike out "or obtain food or drink (except water)," and insert "or obtain spirituous or intoxicating drink."

Which was not adopted.

Mr. Jones submitted the following amendment:

Insert in section 1, division 14, after the word "pronounced" in line 4, the following: "*Provided*, the day set shall not occur before the tenth day of the term of the supreme court occurring next after the pronouncing of the judgment, and."

Which was not adopted.

Mr. Quinn submitted the following amendment:

Strike out all of lines 3 and 4, of section 2, division 14, except the word "State," in line 3.

Which was not adopted.

Mr. McPherran submitted the following amendment:

Strike out in section 11, line 3, division 14, the words "robbery, burglary and arson," and insert the word "or" after the word "manslaughter."

Which was adopted.

Mr. Hay moved to reconsider the vote by which the last amendment was adopted; which was agreed to.

The question again being on the adoption of the amendment, it was decided in the affirmative—yeas 50, nays 44—the yeas and nays being demanded by five members.



Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocoock, Bradwell, Bryant, Bullard, Casey, Carpenter, Chambers, Collins, Cronkrite, Crosby, Darnell, Dolan, Dunham, Forth, Freeman, Gordon, Griffith, Halpin, Herrington, Hite of St. Clair, Jackson, Johnston, Lane of Hancock, Lewis, Marsh, Masie, McDonald, McGee, McPherran, Meacham, Moore of Adams, Newton, Pollock, Platt, Quinn, Ramey, Rice, Scanlan, Scott, Shaw, Starr, Stroud, Taggart, Walker, Wood, Mr. Speaker—50.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Booth, Cassidy, Connolly, Crawford, Davis, Dement, Ewing, Flauders, Freeland, Graham, Granger Grey, Gridley, Hart, Hay, Henry, Hildrup, Hollenback, Jaquess, James, Jones, Lemma, Lietze, Lomax, Mann, Middlecoff, Morrison, Moffett, Oakwood, Orenlorff, Plowman, Race, Ray, Savage, Senne, Soule, Stewart of Winnebago, Stewart of McLean, Thomas, Warner, Wayman, Webster, Weinhelmer—44

So the amendment was adopted.

Mr. Cassidy submitted the following amendment:

“Strike out section 16, of division 13.”

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

House bill, No. 602, for “An act to revise the law in relation to the adoption of children.”

House bill, No. 609, for “An act in regard to canal companies.”

House bill, No. 601, for “An act to revise the law in relation to abatement.”

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on March 2, 1874, laid before the Governor for his approval, viz:

House bill, No. 653, for “An act to revise the law in relation to township organization.”

House bill, No. 737, for “An act to provide for fees for certain officers therein named, in counties of the third class.”

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on March 2, 1874:

House bill, No. 778, for “An act to amend section 1, of ‘an act to revise the law in relation to the State Treasurer,’ approved April 23, 1873.”

House bill, No. 842, for “An act in relation to advertisements and notices.”

House bill, No. 815, for “An act to extend the jurisdiction of county courts, and to provide for the practice thereof, to fix the time for holding the same, and to repeal an act therein named.”

House bill, No. 859, for “An act to amend section fourteen (14) of an act entitled ‘an act concerning jurors, and to repeal certain acts herein named,’ approved February 11, 1874.”

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

House bill, No. 737, for “An act to provide for fees of certain officers therein named, in counties of the third class.”

Senate bill, No. 454, for “An act to revise the law in relation to *habeas corpus*.”

Senate bill, No. 474, for "An act to revise the law in relation to county surveyors, and the custody of the United States field notes."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has refused to concur with them in the passage of a bill of the following title, to-wit:

House bill, No. 486, for "An act to restrict solitary confinement to certain cases in the Illinois State Penitentiary."

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on March 2, 1874:

House bill, No. 864, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the time for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873."

House bill, No. 824, for "An act to amend sections 1, 2, 4, 7, 9 and 12 of an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,' and to repeal section 10 of said act."

House bill, No. 849, for "An act for the protection of hunters."

House bill, No. 816, for "An act to authorize the removal of the feeder dam across the Calumet river, near Blue Island, in Cook county, in the State of Illinois, and to provide compensation to Christian Pfeifer and John Roll for any loss they may sustain by its removal."

On motion of Mr. Shaw,

At 5:35 o'clock P. M., the House adjourned to 10 o'clock A. M. to-morrow.

## TUESDAY, MARCH 3, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Reed.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Ballow,

The further reading of the same was dispensed with.

Mr. Ballow (by consent) submitted the following resolution:

*Resolved*, That the use of this Hall be granted to the Fortieth Parallel Railroad Convention, to-morrow evening, March 4th.

Which was adopted.

Mr. Jones (by consent) submitted the following report:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

The committee on contingent expenses, to whom was referred a resolution in regard to discharging committee clerks, etc., would beg leave to respectfully report that they have discharged all but six of said clerks. The names of the clerks retained are D. H. Clark, W. B. Taylor, S. B. Fisher, Julius Lloyd, John M. Adair and George Buckley.

The report of the committee was concurred in.

Mr. Barkley (by consent), from the committee on penitentiary, to which was referred Senate bill, No. 192, for "An act regulating the labor of the convicts of the penitentiary of the State," reported the same back with amendment, and recommended that it do pass.

The report of the committee was concurred in, and the amendment adopted, and the bill ordered to a third reading.

The House resumed the unfinished business of yesterday, being the consideration of the amendment to strike out section 16 of division 13, of Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence."

Mr. Grey moved to lay the amendment on the table; which was agreed to—yeas 82, nays 29—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Boock, Booth, Bradwell, Bryant, Casey, Carpenter, Collins, Connolly, Crawford, Cronkite, Crosby, Davis, Dolan, Dutton, Dunham, Easley, Efner, Ferrier, Forth, Freeman, Golden, Gordon, Graham, Granger, Grey, Gridley, Griffith, Halpin, Harvey, Hawes, Henry, Harrington, Hite of St. Clair, Hill-drup, Hollenback, Hopkins, Jackson, Jessup, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Lewis, Loomis, Mann, Marsh, Massie, McAdams, McPherran, Meacham, Moore of Adams, Morrison, Moffett, Nulton, Oakwood, Oleson, Pinnell, Pollock, Race, Ramey, Ray, Rice, Rogers, Savage, Scanlan, Scott, Senne, Starr, Stewart of Winnebago, Stroud, Taggart, Thomas, Wayman, Webster, Weh-  
helmer, Mr. Speaker—81.

Those voting in the negative are,

Messrs. Anderson, Bullard, Cassedy, Chambers, Darnell, Ewing, Flanders, Freeland, Grant, Hart, Hay, Jaquess, James, Lemma, Lietze, Middlecoff, Mitchell, Orendorff, Plowman, Pyatt, Quinn, Shaw, Soule, Stewart of McLean, Thornton, Walker, Warner, Wicker, Wood, Wynmore—30.

So the motion to lay on the table was agreed to.

Mr. Orendorff submitted the following amendment:

Amend section 46 by adding after the word "justice," in line 5, the following words: "or to prevent competition in the letting of any contract by the State or the authorities of any county, city, town or village, or to induce any person not to enter into such competition."

Which was adopted.

Mr. Hollenback submitted the following amendment:

Insert after section 254 of division 1, the following subdivision, entitled "Railroads:—"

"§ —. That if any conductor, station agent, ticket agent, clerk, officer, servant or employee of any railroad corporation, organized or doing business in this State under any act of incorporation, or general law of this State, now in force or which may hereafter be enacted, or any railroad corporation organized or which may hereafter be organized under the laws of any other state, and doing business in this State, shall ask, charge, collect, demand or receive from any person or corporation any greater rate of fare, charges, toll, sum or amount or compensation, for the transportation of any passenger or freight, or property of any description, or for the use and transportation of any railroad car upon its said road, or upon any of the branches thereof, or upon any railroads connected therewith which it has the right, license, or permission to operate, control or use within this State, than that which is or may be made or fixed at the times by the Board of Railroad and Warehouse Commissioners, or other legally constituted authority, as a reasonable maximum rate of charges, for the transportation of passengers and freight, and cars for such railroad corporation, every such person so offending shall be deemed guilty of a misdemeanor, and shall, for each offense, be fined not less than ten dollars, nor more than one hundred dollars, to be recovered before any justice of the peace of the county in which the offense is committed, and the offender shall be committed to the county jail until the fine and costs are paid.

"§ —. Every conductor, agent, servant or employee of any such railroad corporation doing business within the State, who shall assault,

beat, or attempt, with or without force or violence, to eject from or put out of any railroad car, used or running upon any such railroad, on account of the failure or refusal of any such person to pay any greater rate or amount of fare than that which is or may at that time be made or fixed by the Board of Railroad and Warehouse Commissioners, or other legally constituted authority, as a reasonable maximum rate, for the transportation of passengers on such railroad, or who shall detain any train or car upon said railroad, with intent to compel the payment of a greater sum than that made or fixed as aforesaid, every such conductor, agent, servant or employee shall be guilty of a misdemeanor, and fined in a sum not less than fifty dollars, nor more than two hundred dollars, to be recovered before a justice of the peace of the county in which the offense is committed, and the offender shall be committed to the county jail until the fine and costs are paid: *Provided*, that all fines collected under the provisions of this and the preceding section hereof shall be paid to the superintendent of the public schools of the county in which they are collected, and by him disbursed to the several townships in the same manner as the general school fund.

“§ —. Nothing herein contained shall be construed to repeal any act in regard to railroad corporations now in force, but the remedies herein provided shall be regarded as cumulative to the remedies now provided by law.”

Which was adopted—yeas 59, nays 55—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Bocoock, Bullard, Casey, Cassedy, Collins, Connolly Crawford, Cronkrite, Crosby, Dolan, Ewing, Flanders, Forth, Freeland, Gordon, Graham, Grant, Griffith, Hart, Hawes, Hildrup, Hollenbeck, Hopkins, Inscore, Jackson, Johnston, Jones, Lane of Hancock, Lemma, Loomis, Mann, McGee, Middlecoff, Moore of Adams, Morrison, Moffett, Oakwood, Oleson, Plowman, Pollock, Pratt, Quinn, Race, Ramey, Ray, Rice, Savage, Scott, Shaw, Soule, Stewart of Winnebago, Stroud, Taggart, Thomas, Thornton, Walker, Warner—59.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Ballow, Barkley, Blakely, Booth, Bradwell, Bryant, Chambers, Darnell, Davis, Dolton, Dunham, Easley, Efner, Ferrier, Freeman, Golden, Grainger, Grey, Gridley, Halpin, Harvey, Hay, Henry, Herrington, Hite of St. Clair, Jaquess, James, Lane of DeWitt, Lewis, Lietze, Lomar, Masie, McAdams, McDonald, McPherran, Mescham, Mitchell, Newton, Nulton, Orendorff, Pinnell, Rogers, Scallan, Senna, Starr, Stewart of McLean, Wayman, Webster, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—55.

So the amendment was adopted.

Mr. Dunham submitted the following amendment:

Insert in section 1, division 14, after the word “pronounced” in line 4, the following: “*Provided*, the day set shall not occur before the tenth day of the term of the supreme court occurring (in either of the grand divisions) next after the pronouncing of the judgment, and.”

Which was adopted.

Mr. Alexander of Montgomery submitted the following amendment:

Amend by striking out of 3d and 4th lines of section 4, the following words: “Except upon the written prescription of some well known and respectable physician,” and strike out all of the words from the word “females,” in the 5th line, to the word “be,” in the 6th line of the same section; and strike out all of the 5th section of said act.

Which was not adopted.

Mr. Cronkrite submitted the following amendment:

Add after the word “knowingly” in line 1, section 101, the words “buy or.”

Which was adopted.

Mr. Plowman submitted the following amendment:

Strike out the proviso in section 207.

Which was adopted.

Mr. Grey submitted the following amendment:

Amend lines 4 and 5, section 1, division 9, by changing the words "two hundred and sixty-eight and two hundred and sixty-nine," so that the same will refer to the proper sections as they may be renumbered in enrolling the bill and renumbering the sections.

Which was adopted.

Mr. Connolly moved to reconsider the vote by which the amendment to insert the words "or within," in line 3, section 68 was adopted; which was agreed to.

The question again being on the adoption of the amendment, it was decided in the negative.

Mr. Armstrong of Grundy moved to reconsider the vote by which the amendment to insert after section 254, division 1, the subdivision entitled "Railroads," was adopted.

Mr. Savage moved to lay the motion to reconsider on the table; which was not agreed to, yeas 44, nays 67—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Anderson, Barkley, Bocock, Bullard, Cassidy, Collins, Connolly, Crawford, Cronkrite, Dement, Ewing, Flanders, Forth, Freeland, Gordon, Grant, Griffith, Hart, Hildrup, Hollenback, Hopkins, Jackson, Johnston, Lemma, McGee, Middlecoff, Morrison, Moffett, Oakwood, Oleson, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Rice, Savage, Shaw, Stewart of Winnebago, Taggart, Thomas, Thornton, Wymore—44.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bradwell, Bryant, Casey, Carpenter, Chambers, Crosby, Darnell, Davis, Dement, Dolan, Dolton, Dunham, Effner, Ferrier, Freeman, Golden, Graham, Granger, Grey, Gridley, Halpin, Harvey, Hawes, Hay, Henry, Herrington, Hite of St. Clair, Jaquess, James, Jessup, Jones, Lane of Hancock, Lane of DeWitt, Lewis, Lietze, Loomis, Mann, Marsh, Maesie, McAdams, McDonald, McPherran, Meacham, Moore of Adams, Newton, Nulton, Orendorff, Pinnell, Ray, Rogers, Scanlan, Scott, Senne, Soule, Starr, Stewart of McLean, Walker, Warner, Webster, Weinheimer, Wicker, Wood, Mr. Speaker—67.

So the motion to lay on the table was not agreed to.

Mr. Hart moved to postpone the further consideration of the motion until Thursday, after reading the journal; which was agreed to.

Mr. Wood moved to suspend the rules to receive reports of committees on revision bills; which was not agreed to.

House bills on third reading in order,

House bill, No. 815, for "An act to extend the jurisdiction of county courts, and to provide for the practice thereof, to fix the time for holding the same, and to repeal an act therein named,"

Was read a third time.

Mr. Gordon moved to recommit the bill to the committee on judicial department; which was not agreed to.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 101, nays 4.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocock, Booth, Bradwell, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dolan, Dolton, Dunham, Effner, Ewing, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hawes, Hay, Henry, Herrington, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jaquess, James, Jessup, Johnston, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Lietze, Lomax, Loomis, Marsh, Maesie, McDonald, McPherran, Middlecoff, Mitchell, Moore of Adams, Morrison, Newton, Nulton, Oakwood, Orendorff, Pinnell, Plowman, Pollock, Quinn, Race, Ramey, Ray, Rice, Rogers, Savage, Scott, Senne, Shaw, Soule, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—101.

Those voting in the negative are,

Messrs. Connolly, Jackson, Jones, Webster—4.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Hart submitted the following resolution :

*Resolved*, that the use of this hall is hereby given to the Fortieth Parallel Railroad Convention, for Wednesday afternoon and evening of this week.

Which was adopted, yeas 71, nays 28—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Ballow, Barkley, Bocock, Booth, Bryant, Bullard, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Davis, Dolton, Ewing, Ferrier, Freeland, Freeman, Gorton, Granger, Grant, Gridley, Griffith, Halpin, Hart, Harvey, Hawes, Hay, Henry, Herrington, Hite of St. Clair, Inscore, Jaquess, Jackson, James, Jessup, Johnston, Lane of Hancock, Lane of Dewitt, Lewis, Loomis, Massele, McAdams, McGee, Meacham, Mitchell, Moore of Adams, Moffett, Newton, Nulton, Oakwood, Orandorff, Quinn, Race, Ramey, Rice, Rogers, Savage, Senné, Shaw, Soule, Stewart of Winnebago, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Weinheimer, Mr. Speaker—71.

Those voting in the negative are,

Messrs. Bradwell, Cassidy, Crosby, Dement, Dolan, Dunham, Flanders, Forth, Golden, Graham, Grey, Hollenback, Hopkins, Jones, Lemma, Lietze, Lomax, McDonald, Morrison, Pinnell, Pollock, Ray, Scott, Starr, Stewart of McLean, Stroud, Webster, Wicker—28.

So the resolution was adopted.

On motion of Mr. Hite of St. Clair,

At 12:37 o'clock P. M. the House adjourned to 2:30 o'clock P. M.

## TWO-THIRTY O'CLOCK, P. M.

The House met, pursuant to adjournment.

The motion to reconsider the vote by which House bill, No. 792, for "An act to authorize incorporated cities, towns or villages in this State, situated upon the banks of navigable rivers, to lease parts of their public landings or levees" was lost, was taken up and agreed to.

On motion of Mr. Moore of Adams,

The bill was referred to the committee on municipal affairs.

House bill, No. 715, for "An act to amend the title of an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissionars, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' in force July 1, 1872," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 86, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Blakely, Bocock, Booth, Bradwell, Bullard, Carpenter, Chambers, Connolly, Cronkrite, Crosby, Darnell, Davis, Dolan, Dolton, Ferrier, Flanders, Forth, Freeland, Freeman, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hawes, Hay, Henry, Herrington, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Jaquess, Jackson, Jessup, Johnston, Jones, Kase, Lane of DeWitt, Lemma, Lietze, Lomax, Maun, Marsh, Massele, McAdams, McDonald, McGee, McPherran, Meacham, Middlecock, Moore

of Adams, Newton, Oakwood, Pinnell, Plowman, Pollock, Quinn, Ramey, Rice, Rogers, Scanlan, Scott, Senne, Shaw, Sheridan, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Warner, Webster, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—88.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 842, for "An act in relation to advertisements and notices," was read a third time.

On motion of Mr. Casey,

The further consideration of the bill was postponed until Friday, March 6th.

House bill, No. 731, for "An act to repeal an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,' approved February 15, 1865," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 72, nays 31.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Barkley, Blakely, Bocock, Booth, Bullard, Casey, Chambers, Cronkrite, Crosby, Darnell, Davis, Dement, Dolan, Dunham, Ewing, Flanders, Forth, Freeman, Graham, Grant, Grey, Griffith, Halpin, Harvey, Henry, Herrington, Hite of Madison, Hite of St. Clair, Hollenback, Jaquess, Jackson, James, Jessup, Johnston, Kase, Lane of DeWitt, Lemma, Lewis, Lomax, Marsh, Massie, McAdams, McDonald, McPherran, Meacham, Middlecoff, Moore of Adams, Morrison, Moffett, Newton, Nulton, Oberly, Quinn, Ramey, Rice, Rogers, Savage, Scott, Shaw, Stroud, Taggart, Thornton, Walker, Warner, Webster, Weinheimer, Wymore—72.

Those voting in the negative are,

Messrs. Bradwell, Carpenter, Connolly, Crawford, Dolton, Efner, Ferrier, Granger, Gridley, Hart, Hay, Hildrup, Hopkins, Inscore, Jones, Lane of Hancock, Lietze, Mann, Oakwood, Pinnell, Pollock, Scanlan, Senne, Sheridan, Soule, Starr, Stewart of Winnebago, Wayman, Wicker, Wood, Mr. Speaker—31.

The bill, not having received the number of votes required by the constitution, was declared not passed.

House bill, No. 758, for "An act making an appropriation for repairing the lock gates on the Little Wabash river," was read a third time.

The bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 48, nays 40.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Blakely, Booth, Bradwell, Bullard, Casey, Carpenter, Chambers, Crawford, Dement, Dolan, Dunham, Freeman, Grey, Gridley, Halpin, Hart, Harvey, Hawes, Hite of Madison, Hildrup, Hollenback, Inscore, Jaquess, James, Johnston, Lane of Hancock, Lemma, Lomax, Loomis, Mann, Morrison, Oakwood, Oberly, Plowman, Ramey, Rogers, Savage, Sheridan, Soule, Starr, Wayman, Webster, Wicker—48.

Those voting in the negative are,

Messrs. Bocock, Crosby, Darnell, Davis, Dolton, Efner, Flanders, Forth, Gordon, Graham, Granger, Grant, Griffith, Henry, Hopkins, Jackson, Jones, Kase, Lane of DeWitt, Lewis, Lietze, Marsh, Massie, McDonald, Meacham, Middlecoff, Pinnell, Pollock, Rice, Scanlan, Scott, Shaw, Stewart of Winnebago, Stroud, Taggart, Thornton, Walker, Warner, Weinheimer, Wood—40.

So the bill, not having received the number of votes required by the constitution, was declared lost.

Mr. Walker moved to reconsider the vote by which the bill was lost; which was agreed to—yeas 62, nays 29—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Blakely, Booth, Bradwell, Bullard, Casey, Casedy, Carpenter, Chambers, Collins, Dolan, Dolton, Ferrier, Forth, Freeman, Gordon, Grauger, Gridley, Hart, Hawes, Hay, Herrington, Hite of Madison, Hite of St. Clair, Hildrup, Hopkins, Inscore, Jaquess, Jackson, James, Johnston, Kase, Lane of Hancock, Lemma, Lomax, Loomis, Mann, McGee, Mitchell, Moore of Adams, Morrison, Oakwood, Oberly, Olsson, Plowman, Ramey, Rogers, Savage, Scanlan, Scott, Sheridan, Soule, Stewart of McLean, Wayman, Webster, Wicker, Wood—62.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Bocock, Connolly, Darnell, Davis, Dement, Flanders, Golden, Graham, Grant, Lewis, Lietze, Marsh, Massie, McDonald, Middlecoff, Neville, Newton, Pollock, Rice, Senne, Starr, Stewart of Winnebago, Stroud, Taggart, Thomas, Thornton, Weinheimer, Wymore—29.

So the motion to reconsider was agreed to.

Mr. Wicker moved to postpone the consideration of the bill for one week ; which was not agreed to.

Mr. Hopkins moved to recommit the bill to the committee on canal and river improvements.

On motion of Mr. Dolan,

The motion to recommit was laid on the table.

The question again being, "Shall the bill pass ?" it was decided in the negative—yeas 66, nays 33.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Booth, Bradwell, Bryant, Bullard, Casey, Carpenter, Chambers, Collins, Crawford, Crosby, Dolan, Dolton, Dunham, Easley, Freeland, Freeman, Gridley, Griffith, Halpin, Hart, Hawes, Hay, Herrington, Hite of Madison, Hildrup, Hollenback, Incore, Jaques, James, Johnston, Kase, Lemma, Lomax, Loomis, Mann, McAdams, McGee, Mitchell, Moore of Adams, Moose, Morrison, Neville, Oakwood, Oberly, Olsson, Pinnell, Plowman, Ramey, Rogers, Savage, Scanlan, Sheridan, Soule, Starr, Stewart of McLean, Stroud, Walker, Wayman, Webster, Weinheimer, Wicker, Mr. Speaker—66.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Blakely, Bocock, Cronkrite, Dement, Efner, Ewing, Ferrier, Flanders, Forth, Golden, Grant, Grey, Harvey, Hopkins, Jackson, Jones, Lewis, Lietze, Massie, Middlecoff, Moffett, Pollock, Quinn, Rice, Scott, Senne, Stewart of Winnebago, Taggart, Thomas, Thornton, Wood, Wymore—33.

The bill, not having received the number of votes required by the constitution, was declared lost.

House bill, No. 824, for "An act to amend sections 1, 2, 4, 7, 9 and 12 of an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,' and to repeal section 10 of said act," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass ?" it was decided in the negative—yeas 70, nays 37.

• Those voting in affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocock, Booth, Bryant, Bullard, Casey, Cassedy, Collins, Cronkrite, Crosby, Darnell, Dement, Dolan, Easley, Ewing, Flanders, Forth, Freeman, Gordon, Grey, Griffith, Halpin, Harvey, Herrington, Hite of Madison, Hite of St. Clair, Jaques, Jackson, James, Jessup, Kase, Lane, of DeWitt, Lemma, Lewis, Lomax, Loomis, Marsh, Massie, McAdams, McDonald, McPherran, Meacham, Middlecoff, Moore of Adams, Moose, Morrison, Neville, Newton, Nulton, Oberly, Orendorf, Plowman, Quinn, Rice, Rogers, Savage, Scott, Stroud, Taggart, Thornton, Walker, Warner, Weinheimer, Wymore—70.

Those voting in the negative are,

Messrs. Bradwell, Carpenter, Connolly, Crawford, Dolton, Dunham, Efner, Golden, Gridley, Hart, Hawes, Hay, Hildrup, Hopkins, Incore, Jones, Lane of Hancock, Lietze, Mann, McGee, Oakwood, Olsson, Pinnell, Pollock, Pratt, Scanlan, Senne, Sheridan, Soule, Starr, Stewart of Winnebago, Thomas, Wayman, Wicker, Wood, Mr. Speaker—36.

The bill, not having received the number of votes required by the constitution, was declared lost.

House bill, No. 859, for "An act to amend section fourteen (14) of an act entitled 'an act concerning jurors, and to repeal certain acts herein named,' approved February 11, 1874," was read a third time.

And the bill and all amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass ?" it was decided in the affirmative—yeas 107, nays 4.



Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocoock, Bradwell, Bryant, Bullard, Casey, Cassidy, Carpenter, Collins, Connolly, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dolan, Dolton, Dunham, Easley, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Granger, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hawes, Hay, Herrington, Hite of Madison, Hite of St. Clair, Hopkins, Jaquess, James, Jessup, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Lietze, Loomis, Mann, Massie, McAdams, McDonald, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Morrison, Moffett, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Pinnell, Plowman, Pollock, Pyatt, Rice, Rogers, Savage, Scanlan, Scott, Senne, Sheridan, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—107.

Those voting in the negative are,

Messrs. Inscore, Jackson, Marsh, Quinn—4.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

By consent the Senate amendment to House bill, No. 621, for "An act to revise the law in relation to the construction of the statutes," was taken up and concurred in—yeas 91, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bradwell, Bryant, Bullard, Casey, Carpenter, Collins, Connolly, Crawford, Cronkrite, Crosby, Davis, Dement, Dolton, Dunham, Easley, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Granger, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hawes, Hay, Herrington, Hite of Madison, Hopkins, Jaquess, Jackson, James, Jessup, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Lietze, Loomis, Mann, Marsh, McAdams, McDonald, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Moffett, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Pinnell, Plowman, Pollock, Pyatt, Quinn, Rogers, Savage, Scanlan, Senne, Sheridan, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Thornton, Walker, Wicker, Wood, Wymore, Mr. Speaker—91.

So the Senate amendment was concurred in.

House bill, No. 425, for "An act making an appropriation for the benefit of the State Board of Agriculture, and of county agricultural boards," was read a third time.

Mr. Jones moved to refer the bill to the committee on civil service and retrenchment with instructions to so amend the bill as to strike out the clause giving \$3,000 to the State Agricultural Board; which was not agreed to—yeas 49, nays 56—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of LaSalle, Barkley, Blakely, Bullard, Carpenter, Chambers, Connolly, Crosby, Efner, Ewing, Ferrier, Forth, Freeland, Granger, Grey, Gridley, Halpin, Hart, Hay, Henry, Hite of St. Clair, Jaquess, Jessup, Johnston, Jones, Kase, McAdams, McDonald, Mitchell, Neville, Orendorff, Pinnell, Plowman, Pollock, Rice, Sheridan, Soule, Stewart of Winnebago, Thomas, Thornton, Walker, Webster, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—49.

Those voting in the negative are,

Messrs. Armstrong of Grundy, Bocoock, Bradwell, Bryant, Casey, Collins, Cronkrite, Darnell, Davis, Dement, Dolan, Dolton, Dunham, Easley, Flanders, Freeman, Gordon, Graham, Griffith, Hawes, Herrington, Hite of Madison, Hopkins, Inscore, Jackson, James, Lane of Hancock, Lane of DeWitt, Lemma, Lietze, Loomis, Mann, Marsh, Massie, McPherran, Meacham, Middlecoff, Moore of Adams, Morrison, Moffett, Newton, Nulton, Oakwood, Oberly, Quinn, Rogers, Savage, Scanlan, Scott, Senne, Shaw, Starr, Stewart of McLean, Stroud, Taggart, Warner—56.

So the motion to refer with instructions was not agreed to.

And the bill and all the amendments thereto having first been printed, and the question being: "Shall this bill pass?" it was decided in the affirmative—yeas 86, nays 17.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of Grundy, Armstrong of LaSalle, Blakely, Bradwell, Bryant, Bullard, Casey, Carpenter, Chambers, Collins, Connolly, Cronkrite, Crosby, Darnell, Davis, Dement, Dolan, Dolton, Dunham, Easley, Efner, Ewing, Ferrier, Flanders, Freeman, Gordon, Graham, Granger, Grant, Gridley, Griffith, Halpin, Harvey, Hawes, Herrington, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Jessup, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Loomis, Mann, Marsh, Massie, McAdams, McPherran, Meacham, Middlecoff, Mitchell, Morri-

son, Moffett, Neville, Newton, Nulton, Oakwood, Oberly, Pinnell, Pollock, Quinn, Rogers, Savage, Scanlan, Scott, Senne, Sheridan, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Thoruton, Walker, Warner, Weinheimer, Wood, Mr. Speaker—86.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Barkley, Boeck, Forth, Freeland, Grey, Hart, Hay, Henry, Johnston, Jones, Kase, Lietze, McDonald, Soule, Wicker, Wymore—17.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Orendorff submitted the following resolution :

*Resolved*, That there be immediately printed for the use of the House, five hundred copies of the evidence now being taken before the committee on printing; that two hundred copies be bound in paper, and the remainder in blue covers of the same style as the session laws of 1873.

Mr. Massie moved to postpone the consideration of the resolution until after the committee on printing make their report; which was not agreed to.

The question then being on the adoption of the resolution, it was decided in the affirmative.

On motion of Mr. Moffett,

The committees on agriculture, special committee on temperance, finance and penitentiary, were allowed to retain their clerk.

By consent, Senate bill, No. 524, for "An act to provide for the laying of water supply pipe by bonds and special assessment, payable in installments,"

Was read a second time, and ordered to a third reading.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and, on the 3d day of March, 1874, laid before the Governor for his approval, viz :

Senate bill, No. 457, for "An act to revise the law in relation to jails and jailers."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed, on March 3, 1874 :

House bill, No. 828, for "An act to amend an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873."

House bill, No. 762, for "An act to amend an act entitled 'an act in regard to roads and bridges in counties under township organization,' approved April 11, 1873."

House bill, No. 417, for "An act to limit the charges for feed of persons, companies or corporations doing stock yard or transit business."

House bill, No. 607, for "An act in regard to Attorneys General and State's Attorneys."

On motion of Mr. Lemma,

At 5:45 o'clock P. M., the House adjourned to 10 o'clock A. M. tomorrow.

WEDNESDAY, MARCH 4, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Webster.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Wood,

The further reading of the same was dispensed with.

On motion of Mr. Wood,

Senate bill, No. 529, for "An act concerning circuit courts and to fix the times of holding the same in the several counties of the judicial circuits in the State of Illinois, exclusive of Cook, approved May 2, 1873," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 100, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Blakely, Boock, Booth, Bradwell, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Connolly, Crawford, Davis, Dewey, Dolan, Dolton, Dresser, Efner, Ferrier, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hawes, Henry, Herrington, Hite of Madison, Hildrup, Hollenback, Hopkins, Inscore, Jaques, James, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Lomax, Loomis, Mann, Marsh, Massie, McDonald, McGee, McPherran, Meacham, Middlecoff, Mitchell, Mosee, Moffett, Newton, Oakwood, Oleason, Orendorff, Penfield, Pinnell, Plowman, Pollock, Quinn, Race, Ramey, Ray, Rice, Rogers, Savage, Sawyer, Scott, Seune, Sheridan, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Warner, Wayman, Webster, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—100.

Mr. Lietze voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Ferrier moved that the committees on state institutions and elections be allowed to retain their clerk; which was not agreed to.

Mr. Hopkins (by consent) introduced House bill, No. 875, for "An act for the protection of persons purchasing transportation tickets for passage on railway and steam navigation lines."

Which was referred to the committee on railroads.

Mr. Jones moved to reconsider the vote by which the resolution in relation to printing the evidence taken before the committee on printing was adopted; which was agreed to.

On motion of Mr. Johnston,

The resolution was laid on the table.

The special order for this hour being the consideration of House bill, No. 787, for "An act to provide for the election of a State Board of Charities, and to regulate and define their duties,"

Was taken up and read a second time.

Mr. McPherran moved to make the further consideration of the bill the special order for Tuesday, March 9.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of their amendments to a bill of the following title, to-wit:

Senate bill, No. 316, for "An act to revise the law in relation to recorders."

Mr. Orendorff announced the death of Mrs. Hay, wife of the Hon. Milton Hay, member of this House. Whereupon,

On motion of Mr. Orendorff,

At 11:15 o'clock A. M., the House adjourned to 10 o'clock A. M. to-morrow.

THURSDAY, MARCH 5, 1874.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Reed.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Hart,

The further reading of the same was dispensed with.

Mr. Hart submitted the following resolution :

*Resolved by the House of Representatives, the Senate concurring, That the Secretary of State cause to be published, in pamphlet form, 5,000 copies of a bill for "An act to revise the law in relation to township organization," and that he cause to be sent to the county clerk of each county in the State under township organization, a sufficient number of copies to supply each supervisor and town clerk in such counties with a copy of the same, and the balance for the use of the General Assembly.*

Which was adopted.

Mr. Ramey (by consent), from the committee on roads, highways and bridges, to which was referred House bill, No. 854, for "An act to repeal an act entitled 'an act to incorporate the St. Clair County Turnpike Company,' approved February 16, 1861," reported the same back with an amendment, and recommended its adoption, and that the bill as amended be passed.

The report of the committee was concurred in, and the amendment adopted.

Mr. Thomas moved to refer the bill to the committee on judiciary ; which was not agreed to.

The bill was then ordered engrossed for a third reading.

Mr. Bradwell submitted the following resolution :

*Resolved, That the use of this Hall be granted to the friends of Prison Reform, this evening, for the meeting called in this city to organize a Prison Reform Association for the State of Illinois.*

Which was adopted.

Mr. Johnston submitted the following report:

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred Senate bill, No. 383, for "An act to revise the law in relation to divorce," report the same to the House, recommending its passage.

The report of the committee was concurred in, and the bill read a third time.

And the same and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 97, nays 10.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballou, Blakely, Boock, Booth, Bradwell, Bryant, Casey, Cassidy, Chambers, Collins, Connolly, Crawford, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Forth, Freeman, Golden, Granger, Grant, Grey, Gridley, Griffith, Hawes, Herrington, Hite of St. Clair, Hildrup, Holmes, Hollenback, Hopkins, Inacore, Jaquess, James, Jessup, Johnston, Kane, Lane of Hancock, Lane of DeWitt, Lemma, Lewis, Lietze, Mann, Marsh, Massie, McAdams, McGee, McPherran, Meacham, Mitchell, Moore of Adams, Moose, Morrison, Moffett, Newton, Nulton, Oakwood, Oberly, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Pollock, Ramey, Ray, Rice, Rogers, Savage, Sawyer, Scott, Senne, Shaw, Sheridan, Shumway, Starr, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Walker, Warner, Wayman, Webster, Weinheimer, Wicker, Wymore, Mr. Speaker—97.

Those voting in the negative are,

Messrs. Ewing, Freeland, Halpin, Hart, Kase, Lomax, Quinn, Scanlan, Soule, Stroud—10.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

The special order for this hour being the consideration of the motion to reconsider the vote by which the amendment to insert a sub-division entitled "Railroads," in Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence," was adopted, was taken up and the motion agreed to.

The question again being on the adoption of the amendment, it was decided in the negative—yeas 27, nays 78—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Bock, Bullard, Caseedy, Crosby, Dement, Dewey, Ewing, Forth, Grant, Griffith, Hart, Hite of St. Clair, Hollenback, Jackson, Lemma, Loomis, Morrison, Moffett, Nulton, Olason, Plowman, Pollock, Savage, Shaw, Taggart, Thomas, Walker—27.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Booth, Bradwell, Bryant, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Darnell, Davis, Dolton, Dunham, Efner, Ferrier, Freeman, Granger, Grey, Gridley, Halpin, Harvey, Herrington, Hildrup, Holles, Hopkins, Jaquess, James, Jessup, Johnston, Kann, Kase, Lane of Hancock, Lewis, Lietze, Lomax, Mann, Maasie, McDonald, McPherran, Meacham, Mitchell, Moore of Adams, Moose, Newton, Oakwood, Oberly, Orendorff, Peltzer, Penfield, Pinnell, Quinn, Ramey, Ray, Rice, Rogers, Sawyer, Scanlan, Scott, Senne, Sheridan, Shumway, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Warner, Wayman, Webster, Weinheimer, Wicker, Wymore, Mr. Speaker—78.

So the amendment was not adopted.

Mr. Dunham submitted the following amendment:

Insert between sections 240 and 241 a new section, as follows:

"§ 240½. If any person shall purchase or receive for sale from any other person any link, pin, bearing, journal, or other article of iron, brass or other metal which has been manufactured and is used exclusively for railroad purposes, and which shall have stamped thereon the name of some railroad company, or the initial letter thereof, without the consent in writing of the president, general manager or general superintendent of such railroad company, such person shall be fined in a sum not less than one hundred dollars nor more than five hundred dollars, and be imprisoned not less than ten days nor more than ninety."

Which was adopted.

On motion of Mr. Ray,

The bill was ordered to a third reading.

The special order for this hour being the consideration of House bill, No. 663, for "An act to repeal an act entitled 'an act to enable railroad companies to borrow money and mortgage their property and franchises therefor,' approved May 7, 1873," was taken up and the bill read a third time.

Mr. Savage moved the previous question; which was agreed to.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 49, nays 60.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Blakely, Bock, Bradwell, Bullard, Casey, Caseedy, Carpenter, Chambers, Crawford, Cronkita, Crosby, Dement, Dewey, Dolan, Ewing, Flanders, Forth, Freeland, Freeman, Graham, Granger, Gridley, Griffith, Hart, Harvey, Hawes, Hildrup, Hollenback, Jackson, Johnston, Lewis, Moore of Adams, Newton, Nulton, Oakwood, Pollock, Ramey, Rankin, Rice, Savage, Stewart of Winnebago, Stewart of McLean, Taggart, Thornton, Warner, Webster, Wymore—49.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Ballow, Bryant, Collins, Connolly, Cullerton, Darnell, Davis, Dolton, Dunham, Efner, Ferrier, Grant, Grey, Halpin, Hite of Madison, Hite of St. Clair, Holles, Hopkins, Incore, Jaquess, James, Jessup, Kann, Kase, Lane of Hancock, Lane of DeWitt, Lietze, Lomax, Mann, Maasie, McAdams, McDonald, McPherran, Meacham, Moose, Morrison, Moffett, Oberly, Olason, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Quinn, Ray, Rogers, Sawyer, Scanlan, Senne, Shaw, Sheridan, Soule, Starr, Stroud, Thomas, Walker, Weinheimer, Wicker—60.

The bill, not having received the number of votes required by the constitution, was declared lost.

Mr. Moffett moved to reconsider the vote by which the bill was lost.

Mr. Lane of Hancock moved to lay the motion to reconsider on the table; which was not agreed to—yeas 53, nays 57—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bryant, Collins, Connolly, Cullerton, Davis, Dolton, Dunham, Efner, Ferrier, Grant, Grey, Halpin, Herrington, Hite of Madison, Hite of St. Clair, Holles, Hopkins, Inscore, Jaques, James, Jessup, Kann, Kase, Lane of Hancock, Lane of DeWitt, Masse, McPherran, Meacham, Mitchell, Morrison, Oberly, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Pyatt, Quinn, Ray, Rogers, Scanlan, Scott, Shaw, Sheridan, Starr, Thomas, Walker, Weinheimer, Wicker, Mr. Speaker—53.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Blakely, Bocock, Bradwell, Bullard, Casey, Cassedy, Carpenter, Chambers, Crawford, Cronkite, Crosby, Dement, Dewey, Dolan, Dresser, Ewing, Flanders, Forth, Freeland, Freeman, Gordon, Granger, Gridley, Griffith, Hart, Harvey, Hawes, Hildrup, Hollenback, Jackson, Johnston, Lewis, Lietze, Mann, McAdams, McGee, Moore of Adams, Moffett, Newton, Nulton, Oakwood, Pollock, Race, Ramey, Rice, Savage, Senne, Soule, Stewart of Winnebago, Stewart of McLean, Taggart, Thornton, Warner, Webster, Wymore—57.

So the motion to lay on the table was not agreed to.

The question then being on the motion to reconsider the vote by which the bill was lost, it was decided in the affirmative.

On motion of Mr. Anderson,

At 12:30 o'clock P. M. the House adjourned to 2:30 o'clock P. M.

## TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

The House resumed the unfinished business of this morning, being the consideration of House bill, No. 663, for "An act to repeal an act entitled 'an act to enable railroad companies to borrow money and mortgage their property and franchises therefor,' approved May 7, 1873."

Mr. Anderson moved to postpone the further consideration of the bill until Wednesday next; which was not agreed to.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 48, nays 57.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Blakely, Bocock, Bradwell, Bullard, Casey, Cassedy, Chambers, Crawford, Cronkite, Crosby, Dement, Dewey, Dolan, Ewing, Flanders, Forth, Freeland, Freeman, Graham, Granger, Gridley, Griffith, Hart, Hawes, Hildrup, Hollenback, Johnston, Lietze, McGee, Moore of Adams, Moffett, Newton, Oakwood, Pollock, Ramey, Rankin, Rice, Savage, Scott, Stewart of Winnebago, Stewart of McLean, Taggart, Thornton, Warner, Webster, Wymore—48.

Those voting in the negative are,

Messrs. Armstrong of Grundy, Ballow, Carpenter, Collins, Cullerton, Darnell, Davis, Dolton, Dunham, Efner, Ferrier, Gordon, Grant, Grey, Halpin, Herrington, Hite of Madison, Hite of St. Clair, Holles, Hopkins, Inscore, Jaques, James, Jessup, Kase, Lane of Hancock, Lane of DeWitt, Mann, Marsh, McAdams, McDonald, McPherran, Meacham, Mitchell, Morrison, Oberly, Oleson, Orendorff, Pinnell, Plowman, Pyatt, Quinn, Ray, Rogers, Sawyer, Scanlan, Senne, Shaw, Sheridan, Soule, Stroud, Thomas, Walker, Wayman, Weinheimer, Wicker, Mr. Speaker—57.

The bill, not having received the number of votes required by the constitution, was declared lost.

Mr. Scanlan (by consent) submitted the following resolution :

WHEREAS certain decisions, delivered by some Illinois courts, materially change certain provisions in Senate bill, No. 403, mechanics' lien law, passed by this House, amended, and now before the Senate for concurrence : therefore

Resolved, That this House respectfully requests the Senate to return said bill to this House for the purpose of so amending said bill as to meet the wants of the people.

Which was adopted.

Mr. Mitchell (by consent), from the committee on education, to which was referred Senate bill, No. 499, for "An act to revise the law in relation

to universities, colleges, academies and other institutions of learning," reported the same back with amendments thereto, and recommended that the amendments be adopted, and that the bill as amended be passed.

The report of the committee was concurred in, the bill read a second time, and the amendments, submitted by the committee, to section 4, adopted.

The committee also submitted the following amendment:

Strike out the proviso in section 1.

Mr. Scanlan submitted the following amendment to the amendment:

Strike out all after the word "corporations," in line 12, section 1, and insert, "The State shall sell such real estate for the benefit of such corporation in whose name the said real estate is held."

Which was not adopted.

The question then being on the adoption of the amendment submitted by the committee, it was decided in the affirmative.

Mr. Bradwell submitted the following amendment:

Add the following: "Section 5. That the trustees of any university now in existence, or hereafter created, shall have power to appoint a chancellor for such time as they may see fit, prescribe his duties and fix his compensation."

Which was adopted.

The bill was then ordered to a third reading.

Mr. Bradwell moved to reconsider the vote by which the bill was ordered to a third reading; which was not agreed to.

The unfinished business of yesterday, being the consideration of House bill, No. 787, for "An act to provide for the election of a State Board of Charities, and to regulate and define their duties," was taken up.

On motion of Mr. Hart,

The further consideration of the bill was postponed until Thursday, March 12th.

On motion of Mr. Shaw,

House bill, No. 860, for "An act concerning the decisions and publications of the reports of the supreme court," was taken up, and read a second time.

Mr. Dunham submitted the following amendment:

Amend section 5 by adding, "Nor shall the award of any such bid take effect until the person to whom such award shall be made shall have delivered to the reporter a bond with such conditions as the supreme court shall prescribe, and with securities residing in this state to be approved by the court, to secure to the reporter the payment of his salary as in this act provided."

Which was adopted.

Mr. McPherran submitted the following amendment:

Amend section 1 by adding, "And said justices are hereby authorized to omit from the published reports such cases as they shall designate which involve merely questions of fact, or only such questions of law as have been so often decided as to render it unnecessary to repeat them."

Which was not adopted.

Mr. Moore of Adams submitted the following amendment:

Amend by striking out section 3, and inserting the following: "§ 3. It shall be the duty of the court to decide all cases submitted to it as soon as practicable, and file an opinion in each case within four months after a decision shall be made therein."

Which was not adopted.

Mr. Moore of Adams submitted the following amendment :

Amend section 5, in line 3, by striking out the word "the," and inserting the word "this."

Which was not adopted.

Mr. Connolly submitted the following amendment :

Strike out all line 5, § 5, after the word "state," and insert, "delivered at the office of the Secretary of State, and to the public delivered at any express office in this state designated by the purchaser, for the lowest."

Which was adopted.

Mr. Connolly submitted the following amendment :

Amend section 7, line 6, (printed bill) by inserting after the word "contract," the words "and for and during a period of five years thereafter."

Which was adopted.

Mr. Collins submitted the following amendment :

Amend section 8, line 1, by striking out the words "learned in the law."

Which was not adopted.

Mr. Moore of Adams submitted the following amendment :

Amend section 9, line 2, by inserting after the word "reports" "within three months from the time the opinions contained in such matter shall be filed with the clerk, and."

Which was adopted.

Mr. Walker submitted the following amendment :

Amend section 9, by adding, "And it shall be the duty of the clerk of the supreme court in each grand division to record each opinion together with the head-notes and statement prepared thereof by the justice writing such opinion, and delivering the original thereof to the reporter within ten days after such opinion shall be filed in said clerk's office."

Which was not adopted.

Mr. Moore of Adams submitted the following amendment :

Amend section 9, by striking of the 8th line the words "same shall have been recorded," and inserting the words "clerk shall have had twenty days after the filing of such opinion, to record the same, during which time it shall be the duty of the clerk to record such opinion."

Which was not adopted.

Mr. McPherran submitted the following amendment :

Strike out of line 5, section 9, all after the word "case" to the end of such sentence, and insert after the word "council," in the 5th line, the word "and."

Which was not adopted.

Mr. Moore of Adams submitted the following amendment :

Amend section 11 by inserting after the word "compensation," in line 2, "not exceeding five thousand dollars annually."

Which was not adopted.

Mr. Bradwell submitted the following amendment :

Strike out the word "add," in the 2d line of the 10th section, and insert the word "prepare."

Which was adopted.

Mr. Orendorff submitted the following amendment :

Add to section 4 the following: "The publisher of said reports shall cause the same to be stereotyped, and immediately upon the expiration of the contract such stereotype plates shall be delivered to the State Treasurer at his office in the city of Springfield, to be held by him as the



property of the State, and the same shall not be permitted to be used for the purpose of printing therefrom except by authority of an act of the Legislature; and the copyrights of said reports shall be secured by the publisher in the name of the Secretary of State, to and for the use and benefit of the People of the State of Illinois."

Which was adopted.

Mr. Walker submitted the following amendment:

In section 12, in the 4th line, after the word "him" add the words "and certifying that such copies are in all respects in accordance with the requirements of this act."

Which was adopted.

Mr. Crawford submitted the following amendment:

Amend section 12, in the 6th line, by inserting the word "minimum" between the words "the" and "rate."

Which was not adopted.

Mr. Walker submitted the following amendment:

Amend by adding the following as an additional section: "Section 13. No bid shall be considered under section 5 of this act, unless the same is accompanied by an affidavit of the person making such bid, that he makes the same in good faith and on his own behalf exclusively, and not in any manner as the agent of another, and further, that he does not make or offer such bid with the expectation of withdrawing the same on the solicitation or in favor of any other person, and that he will not, and has not, in any way, directly or indirectly, aided in preventing a fair competition in such bidding; and further, that he has never paid or received any money, or offered to pay or receive any money or other valuable consideration to refrain from bidding upon any contract, matter or thing in which the State was interested, or in any way, directly or indirectly, ever prevented a fair competition, or attempted to do so, in respect to any matter of bidding in which the State was in any manner interested, or knowingly received any profit from any such acts; and any false statement in any such affidavit shall constitute a proper basis for an indictment and consideration for perjury under the criminal law of this State."

Which was not adopted.

On motion of Mr. Shaw,

The bill was ordered engrossed for a third reading.

Mr. Dunham entered a motion to reconsider the vote by which House bill, No. 824, for "An act to amend sections 1, 2, 4, 7, 9 and 12 of an act entitled 'an act for the registry of electors, and to prevent fraudulent voting,' and to repeal section 10 of said act," was lost.

Mr. Rice entered a motion to reconsider the vote by which Senate bill, No. 383, for "An act to revise the law in relation to divorce," was passed.

On motion of Mr. Oberly,

Senate bill, No. 472, for "An act to revise the law in relation to State contracts," was taken up, read a first time, and referred to the committee on printing.

A message from the Senate by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has agreed to their request asking the return to the House of Representatives, of Senate bill, No. 403, for "An act to revise the law in relation to liens," with the amendments of the House of Representatives thereto.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and, on March 5th, 1874, laid before the Governor for his approval, viz:

Senate bill, No. 316, for "An act to revise the law in relation to recorders."

¶ Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and, on March 5, 1874, laid before the Governor for his approval, viz:

House bill, No. 621, for "An act to revise the law in relation to the construction of the statutes."

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

House bill, No. 620, for "An act to revise the law in relation to the common law."

House bill, No. 621, for "An act to revise the law in relation to the construction of the statutes."

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

Senate bill, No. 457, for "An act to revise the law in regard to jails and jailers."

Senate bill, No. 450, for "An act to revise the law in relation to dower."

House bill, No. 653, for "An act to revise the law in relation to township organization."

On motion of Mr. Dunham,

Senate bill, No. 403, for "An act to revise the law in relation to liens,"

Was ordered to be returned to the Senate.

Mr. Ray (by consent), from the committee on mines and mining, to which was referred Senate bill, No. 459, for "An act to revise the law in relation to mines," reported the same back with amendments and recommended their adoption, and that the bill as amended as passed.

The report of the committee was concurred in, the bill read a second time, and the amendments adopted.

Mr. Pollock submitted the following amendment:

"§ 44. Whoever shall willfully trespass upon the land of another by mining thereon, shall, in addition to the damages now authorized by law, be liable to a penalty of not exceeding one thousand dollars nor less than one hundred dollars, which may be recovered in an action of debt by the owner thereof, in any court of competent jurisdiction."

Which was adopted.

Mr. Pollock submitted the following amendment:

Strike out in the 2d line of section 2, the words "to the judge of any court," and insert the words "in any court of record."

Which was not adopted.

Mr. Orendorff submitted the following amendment:  
Strike out in section 1 all after the enacting clause.

On motion of Mr. Johnston,  
At 5:30 o'clock P. M. the House adjourned.

FRIDAY, MARCH 6, 1874.

The House met at the regular hour.

Prayer by the Rev. Mr. Black.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Stewart of McLean,

The further reading of the same was dispensed with.

Mr. Johnston moved to suspend the rules for thirty minutes, to receive reports from committees on revision bills; which was agreed to.

On motion of Mr. Stewart of McLean,

Senate bill, No. 528, for "An act to reimburse the county of McLean the sum of four thousand eight hundred and fifty dollars in abatement of taxes for the year 1872."

Was taken up, read a second time and ordered to a third reading.

Mr. Moffett, (by consent), from the committee on agriculture and horticulture, to which was referred House bill, No. 639, for "An act to revise the law in relation to fences," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendments adopted and the bill ordered engrossed for a third reading.

Mr. Moffett, from the committee on agriculture and horticulture, to which was referred Senate bill, No. 359, for "An act to revise the law in regard to estrays," reported the same back with amendments thereto, and recommended that the amendments be adopted, and the bill as amended be passed.

The report of the committee was concurred in, the amendments adopted, and the bill ordered to a third reading.

Mr. Oakwood, from the committee on roads, highways and bridges, to which was referred Senate bill, No. 481, for "An act to revise the law in relation to toll roads," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendments adopted, and the bill ordered to a third reading.

Mr. Gordon submitted the following report:

HON. S. M. CULLOM,

*Speaker of the House of Representatives:*

SIR: I am instructed by the committee on state institutions, to which was referred—

House bill, No. 611, for "An act to revise the law in relation to the Illinois Charitable Eye and Ear Infirmary,"

House bill, No. 612, for "An act to revise the law in relation to the Illinois Institution for the Education of the Blind,"

House bill, No. 613, for "An act to revise the law in relation to the Illinois Institution for the Education of the Deaf and Dumb,"

House bill, No. 614, for "An act to revise the law in relation to the State Insane Asylums,"

House bill, No. 616, for "An act to revise the law in relation to the Illinois Institution for the Education of Feeble-minded Children,"

To make the following report, to-wit:

The committee have had the same under consideration, and propose amendments thereto, in which they ask the concurrence of the House. The committee recommend that the bills and amendments be referred to the special committee on state institutions.

The report of the committee was concurred in, and the bills and amendments were referred to the special committee on state institutions.

Mr. Carpenter, from the committee on temperance, to which was referred Senate bill, No. 348, for "An act to revise the law in relation to idiots, lunatics and spendthrifts," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendments adopted, and the bill ordered to a third reading.

Mr. Mann submitted the following report:

HON. S. M. CULLOM,

*Speaker of the House of Representatives :*

I am instructed by the committee on insurance, to which was referred Senate bill, No. 478, for "An act to revise the law in relation to township insurance companies," to report the same back with amendments, in which they ask the concurrence of the House, and recommend the passage of the bill as amended.

The report of the committee was concurred in, the bill read a second time, and the amendments adopted.

Mr. Rice submitted the following amendment:

Strike out of line 3, section 17, the words "auditor of public accounts," and insert "county judge."

Mr. Ray submitted the following amendment to the amendment:

Strike out the words "county judge," and insert "nearest justice of the peace;" which was not adopted.

The question then being on the adoption of the amendment, it was decided in the negative.

Mr. Rice submitted the following amendment:

Strike out of line 9, section 17, the words "five dollars, and;" which was not adopted.

Mr. Granger submitted the following amendment:

Insert in section 8, line 1, between the words "barns" and "and," the words "and other farm buildings;" which was adopted.

The bill was then ordered to a third reading.

Mr. Dunham, from the committee on revision, to which was referred Senate bill, No. 443, for "An act to revise the law in relation to the supreme court," reported the same back with an amendment, and recommended its adoption, and that the bill as amended be passed.

On motion of Mr. Starr,

The consideration of the report of the committee was postponed, and made the special order for March 11th, after reading the journal.

Mr. Hawes submitted the following report:

*To the Honorable Speaker and House of Representatives :*

Your committee on counties and township organization, to whom was referred House bill, No. 650, for "An to revise the law in relation to plats," have had the same under consideration, and have amended sec-

tion one, lines five and six, of printed bill, and by adding section ten to said bill, and have instructed me to report the same back to the House, and to recommend that the amendment to section one, submitted by the House to the committee, be laid on the table, and that the bill as amended by the committee do pass.

The report of the committee was concurred in, the amendments adopted, and the bill ordered engrossed for a third reading.

Mr. Rogers (by consent) presented a petition from citizens of Bloomington, asking for a modification or repeal of the railroad law.

Which was referred to the committee on railroads.

Mr. Kase (by consent) presented a petition from members of the bar of St. Clair county, asking that the supreme court be consolidated and located at Springfield.

Which was referred to the committee on judiciary.

The House resumed the unfinished business of yesterday, being the consideration of the amendment to strike out of section one all after the enacting clause in Senate bill, No. 459, for "An act to revise the law in relation to mines."

Mr. Ray submitted the following amendment:

Strike out of line 11, engrossed bill, the words, "or such place of deposit."

Which was adopted.

Mr. Johnston submitted the following amendment:

Amend by adding to section one the following: "And the commissioners of highways of any county under township organization, and the county board in counties not under township organization, may, when the public good requires, cause to be laid out and opened public highways, or private roads or cartways, from any coal mine to a public highway or to a railway, as the public good may require, in the same way as now is or may hereafter be provided by law for the laying out and opening of public highways or private roads or cartways, and may permit the owner, lessee or operator of any coal mine to lay down and operate a horse or dummy railway thereon, or upon any highway or private road or cartway now or hereafter laid out and opened for public or public and private use, but always in such a manner and way, and upon such place thereon, as to not unnecessarily interfere with ordinary public travel."

Mr. Starr submitted the following amendment to the amendment:

Amend the amendment by adding: "*Provided*, that the party or parties desiring such location, shall first deposit with the road commissioners sufficient funds to defray the expenses of such location."

Which was not adopted.

The question again being on the adoption of the amendment, it was decided in the affirmative.

The question recurring on the amendment to strike out of section one all after the enacting clause, it was decided in the negative, yeas 44, nays 58—the yeas and nays being demanded by five persons.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Blakely, Bradwell, Chambers, Cronkrite, Dement, Dewey, Dolan, Freeman, Gordon, Grant, Halpin, Holles, Hopkins, Inscore, James, Jessup, Kann, Lane of DeWitt, Lewis, Mann, Marsh, McAdams, McGee, Middlecoff, Mitchell, Moose, Morrison, Newton, Nulton, Oakwood, Oleson, Orendorff, Plowman, Pollock, Rankin, Ray, Savage, Sawyer, Soule, Thomas, Thornton, Wicker, Wymore—44.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Ballow, Cassidy, Carpenter, Collins, Crawford, Crosby, Darnell, Davis, Dunham, Easley, Efner, Ewing, Ferrier, Flanders, Freeland, Gra-

ham, Granger, Grey, Gridley, Griffith, Hart, Harvey, Hawes, Hite of St. Clair, Hildrup, Hollenback, Jaques, Johnston, Kase, Lane of Hancock, Lietze, McDonald, McPherran, Meacham, Moore of Adams, Moffett, Neville, Penfield, Pinnell, Quinn, Race, Ramey, Rice, Rogers, Scanlan, Scott, Sheridan, Snow, Starr, Stewart of Winnebago, Stroud, Taggart, Warner, Wayman, Weinheimer, Mr. Speaker—58.

So the amendment was not adopted.

Mr. Pollock submitted the following substitute for sections 2, 3 and 4 :

“§ 2. If the owner of any land adjacent to any lands worked as lead, coal, iron or other mines, shall make complaint, in writing, verified by affidavit, in any court of record where his land is situate, that he has reasonable grounds to believe, and does believe, that the owner or operator of such mine is trespassing upon his lands by mining thereon, it shall be the duty of said court, or of any judge thereof, (if filed in vacation) to appoint the county surveyor, or some competent and suitable person, to descend into such mine, and make such examination and surveys as may be necessary to ascertain whether the same is being worked upon the land of the complainant.

§ 3. The person so appointed shall have the right, at all reasonable times, with necessary assistants, to descend into such mine and make such examinations and surveys; and whoever shall willfully obstruct or hinder such person from entering into any such mine, or any gallery or place therein, or from making any such examination or survey, shall, for each offense, be fined not exceeding five hundred dollars, or may be punished to the same extent and in the same manner as is now provided by law for resisting a sheriff in serving legal process. And such county surveyor (or other person so appointed, and accepting such appointment), failing or refusing to make such examination and survey upon request of the petitioner, may be proceeded against as for a contempt of court, or he may be fined not exceeding five hundred dollars.

§ 4. The person so appointed shall, as soon as possible, make report of his examination and survey to the court, under oath, and the expense thereof shall be paid by the complainant; but if such person shall recover damages against the owner or operator of such mine for working the same upon his land, he shall have the right to have such expenses added to the damages. The pleadings, process and service may be as in other cases of trespass.”

Which was not adopted.

The bill was then ordered to a third reading.

Mr. Armstrong of Grundy (by consent) submitted the following report:

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred House bill, No. 794, for “An act concerning police magistrates and to repeal an act therein named,” report the same to the House, recommending its passage.

The report of the committee was concurred in.

Mr. Armstrong of Grundy (by consent) submitted the following report:

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred Senate bill, No. 270, for “An act to authorize the corporate authorities of any city in this State having a population of over 200,000 inhabitants, to provide for a supply of illuminating gas,” report the same to the House, recommending its passage.

The report of the committee was concurred in.

Mr. Armstrong of Grundy (by consent) presented petitions from a number of citizens asking for a modification or repeal of the railroad law.

Which was referred to the committee on railroads.

On motion of Mr. Starr,

The rules were suspended, and House bill, No. 863, for "An act to amend section thirty of an act to incorporate and govern fire, marine and inland insurance navigation and insurance companies doing business in this State," approved March 11, 1869," was taken up and read a second time.

Mr. Starr submitted the following amendment:

After the word "fee," in line 7, insert the words "not to exceed two hundred dollars."

Which was adopted.

The bill was then ordered engrossed for a third reading.

Mr. Scanlan moved to suspend the rules to read Senate bill, No. 270, a second time; which was not agreed to.

Mr. Moore of Marshall, from the committee on engrossed and enrolled bills, begs leave to report that a bill of the following title has been correctly engrossed on the 6th day of March, 1874:

House bill, No. 603, for "An act to revise the law in relation to the department of agriculture, county agricultural boards and agricultural fairs."

House bills on third reading being in order,

House bill, No. 603, for "An act to revise the law in relation to the department of agriculture, county agricultural boards and agricultural fairs," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 93, nays 3.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Ballou, Blakely, Bocoock, Bradwell, Casey, Cassidy, Carpenter, Chambers, Collins, Crawford, Cronkite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dulton, Dresser, Dunham, Efner, Ewing, Ferrier, Flanders, Freeman, Gordon, Graham, Grauger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Hawes, Herrington, Hite of St. Clair, Holles, Hollenback, Hopkins, Jaques, James, Jessup, Johnston, Kann, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Lietze, Marsh, Massie, McAdams, McDonald, McPherran, Middlecoff, Moore of Adams, Morrison, Moffett, Newton, Nulton, Oakwood, Oberly, Olsson, Orendorff, Penfield, Pinnell, Plowman, Pollock, Raco, Ramey, Rankin, Ray, Rice, Savage, Sawyer, Scanlan, Scott, Senne, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Stroud, Taggart, Thornton, Walker, Wayman, Weinheimer, Wymore, Mr. Speaker—93.

Those voting in the negative are,

Messrs. Quinn, Thomas, Webster—3.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Armstrong of LaSalle announced that the funeral of Mrs. Hay, wife of Hon. Milton Hay, member of this House, would take place this afternoon, and moved that when this House adjourn it adjourn to meet at 7:30 o'clock P. M., as a mark of respect to the deceased.

House bill, No. 810, for "An act to amend section fifty (50) of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 93, nays 1.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Ballow, Blakely, Bocoock, Bradwell, Casey, Cassidy, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Ewing, Ferrier, Flanders, Freeman, Gordon, Granger, Grant, Grey, Gridley, Halpin, Hart, Harvey, Hawes, Herrington, Holles, Hollenback, Hopkins, Jaquess, Jessup, Johnston, Kann, Lane of Hancock, Lane of DeWitt, Lewis, Lietze, Mann, Marsh, Massie, McAdams, McDonald, McGee, McPherran, Middlecoff, Moore of Adams, Morrison, Moffett, Newton, Oakwood, Oberly, Olsson, Orendorff, Ponfield, Pinnell, Plowman, Pollock, Quinn, Race, Ramey, Rankin, Ray, Rice, Savage, Sawyer, Scanlan, Scott, Senne, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Webster, Weidheimer, Wymore, Mr. Speaker—83.

Mr. Griffith voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Kase (by consent) introduced House bill, No. 876, for "An act to prevent extortion and unjust discrimination in the rates charged by the newspapers of this State for advertising, and to punish the same, and to prescribe a reasonable maximum *pro rata* limit to the circulation of metropolitan journals in the towns and counties of this State."

Which was ordered to a first reading.

Mr. Hawes (by consent), from the committee on county and township organization, to which was referred House bill, No. 866, for "An act to provide for the time and manner of holding town elections and meetings," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill ordered to a first reading.

On motion of Mr. Ferrier,

At 12:25 o'clock P. M., the House adjourned.

#### SEVEN-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

By consent, Senate bills on first reading were taken up.

Senate bill, No. 467, for "An act to revise the law in relation to paupers,"

Was taken up, read a first time and ordered to a second reading.

Senate bill, No. 541, for "An act to amend section 20 of an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873,"

Was taken up, read a first time and ordered to a second reading.

Senate bill, No. 368, for "An act to amend an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872,"

Was taken up, read a first time and referred to the committee on education.

Senate bill, No. 447, for "An act to revise the law in relation to county courts,"

Was taken up, read a first time and referred to the committee on judicial department.

Mr. McPherran moved to suspend the rules to take up Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence," on third reading; which was not agreed to.



By consent, House bill, No. 869, for "An act making it the duty of collectors to receive coupons for special assessments,"

Was taken up and read a second time.

Mr. Ray moved to refer the bill to the committee on judiciary; which was agreed to.

By consent, Senate bill, No. 270, for "An act to authorize the corporate authorities of any city in this state having a population of over two hundred thousand inhabitants to provide for a supply of illuminating gas,"

Was taken up and read a second time.

Mr. Moore of Adams moved to order the bill to a third reading.

On motion of Mr. Ferrier,

The further consideration of the motion was postponed until Tuesday next.

By consent, Senate bill, No. 238, for "An act to make an appropriation for compensation to military companies for services rendered in the city of Chicago in the month of October, 1871,"

Was taken up, read at large a second time, and ordered to a third reading.

Mr. Gordon moved to suspend the rules to take up House bill, No. 839, for "An act to provide for the better enforcement of an act entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto,' and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved April 7, A. D. 1871, approved May 3, 1873," which was not agreed to.

By consent, House bill, No. 849, for "An act for the protection of hunters," was read a third time.

And the same and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 64, nays 18.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Ballou, Bacoock, Casey, Carpenter, Collins, Connolly, Cronkrite, Cullerton, Dement, Dewey, Ether, Ewing, Ferrier, Freeland, Freeman, Golden, Gordon, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Hawes, Herrington, Hite of St. Clair, Hollenback, Hopkins, Inscore, Johnston, Kann, Kase, Lane of Hancock, Lemma, Mann, Marsh, Massie, McAdams, Middlecuff, Morrison, Oakwood, Oberly, Oleson, Peltzer, Penfield, Pinnell, Plowman, Pollock, Quinn, Ray, Rice, Savage, Scanlan, Senne, Shaw, Sheridan, Starr, Stewart of Winnebago, Taggart, Walker, Warner, Webster, Mr. Speaker—64.

Those voting in the negative are,

Messrs. Bullard, Casady, Crawford, Crosby, Darnell, Dolan, Dunham, Graham, Jaquess, Lietze, McPherran, Moore of Adams, Moffett, Race, Rankin, Scott, Snow, Thomas—18.

The bill, not having received the number of votes required by the constitution, was declared lost.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit:

*Resolved by the House of Representatives, the Senate concurring.* That the Secretary of State cause to be published in pamphlet form, five thousand copies of a bill for "An act to revise the law in relation to township organization," and that he cause to be sent to the county clerk of each county in the State, under township organization, a sufficient number of copies to supply each supervisor and town clerk in such counties with a copy of the same, and the balance for the use of the General Assembly.

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 467, for "An act to revise the law in relation to paupers."

Senate bill, No. 541, for "An act to amend section 20 of an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Grey,

At 9:05 o'clock P. M., the House adjourned.

SATURDAY, MARCH 7, 1874.

The House met, at the regular hour.

Prayer by Rev. Mr. Reed.

The journal of yesterday was being read, when,

On motion of Mr. Johnston,

The further reading of the same was dispensed with.

On motion of Mr. Johnston,

The vote by which House bill, No. 849, for "An act for the protection of hunters," was lost, was reconsidered.

On motion of Mr. Johnston,

The bill was referred to the committee on county and township organization.

Mr. Granger presented a petition from citizens of Lake county, asking for the abolition of capital punishment; which was referred to a select committee of five.

Mr. Hopkins presented a memorial from the Board of Trade of the city of Chicago, asking for a modification of the railroad law.

Mr. Johnston moved to dispense with reading the memorial.

On motion of Mr. Bradwell,

The motion was laid on the table.

The memorial was then read and referred to the committee on railroads.

Mr. Dunham presented a petition from citizens of Henry county, asking for a modification or repeal of the railroad law; which was referred to the committee on railroads.

Mr. Cassedy presented a petition from citizens of McLean county, asking for a modification or repeal of the railroad law; which was referred to the committee on railroads.

Mr. Orosby presented a petition from members of the bar of Marion county, against consolidating the Supreme Court at Springfield; which was referred to the committee on judiciary.

Mr. Savage presented a petition from citizens of Will county, asking for a modification or repeal of the railroad law; which was referred to the committee on railroads.

Mr. Savage (by consent) introduced House bill, No. 877, for "An act to relieve A. B. Sharp."

Which was referred to the committee on claims.

Mr. Warner (by consent) introduced House bill, No. 878, for "An act to amend an act in regard to roads and bridges in counties under township organization."

Which was referred to the committee on roads, highways and bridges.

Mr. Sawyer (by consent) introduced House bill, No. 879, for "An act to amend an act entitled 'an act for the assessment of property and the levy and collection of taxes,' approved April 15, 1873."

Which was referred to the committee on revenue.

Mr. Lane of Hancock (by consent), from the committee on fees and salaries, to which was referred House bill, No. 829, for "An act to amend section 21 of 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the state's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,'" reported the same back and recommended its passage.

The report of the committee was concurred in, the bill read a second time, and ordered engrossed for a third reading.

Mr. Carpenter (by consent), from the committee on temperance, to which was referred House bill, No. 761, for "An act to amend section six of an act entitled 'an act to provide against the evils resulting from the sale of intoxicating liquors in the State of Illinois,'" reported the same back and recommended it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Ray (by consent), from the committee on mines and mining, to which was referred House bill, No. 734, for "An act to amend an act to provide for the health and safety of persons in coal mines," reported the same back and recommended that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Starr (by consent), from the committee on municipal affairs, to which was referred House bill, No. 831, for "An act to enable the corporate authorities now or hereafter incorporated under an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1st, 1872, to acquire by purchase or otherwise, establish, maintain, license and regulate ferries, bridges, the approaches thereto and tolls thereon," reported the same back with an amendment, and recommended its adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendment adopted, and the bill ordered engrossed for a third reading.

Mr. Starr (by consent), from the committee on municipal affairs, to which was referred Senate bill, No. 575, for "An act to set off from incorporated towns certain territory which by the county board has been formed into a new town, or part thereof," reported the same back with an amendment, and recommended its adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the bill read a second time, the amendment adopted, and the bill ordered to a third reading.

Mr. Starr (by consent), from the committee on municipal affairs, to which was referred House bill, No. 835, for "An act to amend section nine (9) of article four, of an act entitled 'an act to provide for the in-

corporation of cities and villages,' in force July 1, 1872," reported the same back and recommended that it do not pass, and submitted as a substitute therefor, House bill, No. 880, for "An act to amend sections six and seven, of article four, of an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1, 1872," and recommended that the substitute be passed.

The report of the committee was concurred in, the bill laid on the table, the substitute read a first time, and ordered to a second reading.

Mr. Sheridan submitted the following report :

To HON. S. M. CULLOM,

*Speaker of the House of Representatives :*

The railroad committee have had under consideration House bill, No. 807, for "An act to limit the time for the delivery of city or county bonds to railroad companies or corporations in certain cases herein named," and instruct me to report the same back with the recommendation that it do not pass.

On motion of Mr. Armstrong of LaSalle,

The further consideration of the report was postponed until Friday next.

Mr. Ray (by consent) introduced House bill, No. 881, for "An act to prevent the further registration of railroad aid bonds."

Which was read a first time, and referred to the committee on railroads.

On motion of Mr. Ray,

Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence," was taken up.

Pending the reading of above bill,

On motion of Mr. Hopkins,

At 12:10 P. M. the House adjourned until 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Snow (by consent) presented petitions from citizens of Tazewell, Will and Champaign counties, asking for a modification or repeal of the railroad law.

Which was referred to the committee on railroads.

The House resumed the unfinished business of this morning, being the third reading of Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence;" which was read a third time.

And the same and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 85, nays 5.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Ballou, Blakely, Bocoock, Bullard, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Darnell, Dement, Dewey, Dolan, Dolton, Dunham, Ewing, Ferrier, Freeland, Freeman, Graham, Granger, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Herrington, Hite of Madison, Hite of St. Clair, Holles, Hollenback, Hopkins, Inacore, Jaques, Johnston, Kann, Kase, Lane of Hancock, Lewis, Lietze, Mann, Marsh, Maessie, McAdams, McGee, Middlecoff, Mitchell, Moore of Adams, Morrison, Neville, Newton, Oberly, Oleson, Orendorf, Peltzer, Penfield, Pinnell, Plowman, Pollock, Race, Rankin, Ray, Rice, Savage, Sawyer, Scott, Shaw, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Stroud, Taggart, Warner, Wayman, Webster, Wood, Wy-more, Mr. Speaker—85.

Those voting in the negative are,

Messrs. Bradwell, Jackson, Lemma, Quinn, Thornton—5.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Inscore submitted the following report :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

The special joint committee on state charitable institutions, to whom was referred

House bill, No. 809, for "An act to revise the law in relation to the State normal universities,"

House bill, No. 611, for "An act to revise the law in relation to the Illinois Charitable Eye and Ear Infirmary,"

House bill, No. 612, for "An act to revise the law in relation to the Illinois Institution for the education of the Blind,"

House bill, No. 613, for "An act to revise the law in relation to the Illinois Institution for the education of the Deaf and Dumb,"

House bill, No. 614, for "An act to revise the law in relation to the State Insane Asylums,"

House bill, No. 616, for "An act to revise the law in relation to the Illinois Institution for the education of Feeble-minded Children,"

Have instructed me to report the same back, with the recommendation that they do not pass.

On motion of Mr. Inscore,

The report was temporarily laid aside.

Mr. Inscore (by consent), from the special joint committee on state institutions, introduced House bill, No. 882, for "An act to provide for the election and prescribe the duties of the supervisor of State institutions, and to revise the law in relation to the State charitable institutions."

Which was read at large a first time, and ordered to a second reading.

Mr. Rice entered a motion to reconsider the vote by which Senate bill, No. 478, for "An act to revise the law in relation to township insurance companies," was ordered to a third reading.

Mr. Inscore moved to concur in the report of the special joint committee on state institutions, on House bills Nos. 809, 611, 612, 613, 614 and 616, recommending that the bills do not pass.

Mr. Hart moved to postpone the further consideration of the report of the special joint committee on state institutions, on House bills Nos. 809, 611, 612, 613, 614 and 616, until Thursday next; which was agreed to.

Mr. Gray, at 4 o'clock P. M. moved that the House adjourn; which was not agreed to, yeas 36, nays 45—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Ballow, Boock, Casey, Connolly, Crawford, Cronkite, Crosby, Darnell, Dolan, Dolton, Dunham, Eifer, Freeland, Graham, Granger, Grey, Hollenback, Hopkins, Inscore, Jacques, Lane of Hancock, Lewis, Mann, Marsh, Massie, McAdams, McGee, Middlecott, Mitchell, Newton, Ray, Sheridan, Starr, Wayman, Webster—36.

Those voting in the negative are,

Messrs. Blakely, Bradwell, Bullard, Carpenter, Chambers, Collins, Dewey, Easley, Ferrier, Freeman, Gridley, Halpin, Hart, Herrington, Hite of St. Clair, Holmes, Johnston, Lemma, Moore of Adams, Oberly, Olcese, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Pollock, Quinn, Race, Rankin, Rice, Savage, Sawyer, Scott, Shaw, Snow, Soule, Stewart of Winnebago, Stroud, Taggart, Thornton, Warner, Wood, Wymore, Mr. Speaker—45.

So the motion to adjourn was not agreed to.

Mr. Rice (by consent) withdrew the motion entered by him to reconsider the vote by which Senate bill, No. 383, for "An act to revise the law in relation to divorce," was passed.

Mr. Bradwell (by consent) submitted the following :

*To the Honorable the House of Representatives :*

The undersigned, members of your committee on printing, believe that the interests of the State require that the testimony taken before said committee, under resolutions of the House, should be printed.

JAMES B. BRADWELL, *Chairman.*

JOHN H. OBERLY,

S. Y. JOHNSTON,

F. K. GRANGER,

CYRUS BOECK.

Mr. Oberly submitted the following resolution :

*Resolved*, That there shall be printed for the use of the House, five hundred copies of the evidence taken by the committee on printing, under the resolutions of this House, in book form—200 copies to be bound with paper covers, 300 copies with leather backs and pasteboard sides, covered with blue paper.

Which was adopted, yeas 63, nays 14—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Ballow, Blakely, Boeck, Bradwell, Bullard, Casey, Carpenter, Chambers, Collins, Crawford, Cronkite, Darnell, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Flanders, Freeman, Graham, Granger, Grey, Gridley, Griffith, Halpin, Hart, Harvey, Herrington, Hoiles, Hopkins, Johnston, Kann, Kase, Lane of Hancock, Lewis, Mann, Marsh, McAdams, McGee, Moore of Adams, Newton, Oberly, Oleson, Orendorff, Peltzer, Plowman, Quinn, Raukin, Ray, Savage, Sawyer, Scott, Soule, Stewart of Winnebago, Stroud, Taggart, Thornton, Wayman, Webster, Wymer, Mr. Speaker—63.

Those voting in the negative are,

Messrs. Connolly, Ewing, Ferrier, Hollenback, Inscore, Jaquess, Lietze, Massie, Middlecoff, Penfield, Pollock, Rice, Snow, Wood—14.

So the resolution was adopted.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of their amendments to Senate bill, No. 476, for "An act to revise the law in relation to tender."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed :

House bill, No. 854, for "An act to repeal an act entitled 'an act to amend an act to incorporate the St. Clair County Turnpike Company,' approved Feb. 16, 1861."

On motion of Mr. Hopkins,

At 5:30 o'clock P. M. the House adjourned.

MONDAY, MARCH 9, 1874.

The House met at the regular hour.

Prayer by Rev. Mr. Gregg.

The Clerk proceeded to read the journal of Saturday, when,

On motion of Mr. Massie,

The further reading of the same was dispensed with.

On motion of Mr. Massie,

House bill, No. 874, for "An act to amend sections 3, 32, 33, 43, 53, 86, 97, 106, 107, 178, 192, 227 and 229, and to repeal sections, 27, 28, 29 and 108 of 'an act for the assessment of property and for the levy and collection of taxes,' approved March 30, 1872, amended May 3, 1873," was taken up.

On motion of Mr. McPherran,

The further consideration of the bill was postponed, and made the special order for March 10th.

Mr. Hildrup (by consent), from the committee on railroads, to which was referred House bill, No. 881, for "An act to prevent the further registration of railroad aid bonds," reported the same back and recommended its passage.

The report of the committee was concurred in, and the bill read a second time.

Mr. Sheridan moved to lay the bill on the table; which was not agreed to, yeas 24, nays 59—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Ballow, Barkley, Blakely, Bocoock, Collins, Connolly, Darnell, Dewey, Ewing, Freeland, Freeman, Golden, Grey, Holles, Jaquess, Lemma, Pinnell, Rice, Sawyer, Sheridan, Suow, Stroud, Thornton—24.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Bradwell, Bullard, Carpenter, Chambers, Crawford, Cronkrite, Dolan, Dulton, Dunham, Efner, Ferrier, Graham, Granger, Gridley, Griffith, Halpin, Hart, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Jackson, Johnston, Jones, Kann, Kase, Lietze, Mann, Marsh, Massie, McGee, McPherran, Mitchell, Moore of Adams, Morrison, Newton, Oleson, Peltzer, Penfield, Pollock, Quinn, Race, Rankin, Ray, Savage, Scott, Soule, Stewart of Winnebago, Taggart, Walker, Warner, Wayman, Webster, Wood, Wynore, Mr. Speaker—59.

So the motion to lay on the table was not agreed to.

Mr. Wood submitted the following amendment:

Strike out the words "after the taking effect of this act," and insert in lieu thereof, "after the first day of January, 1875."

On motion of Mr. Ray,

The bill and amendment was ordered printed, and the consideration of the same was made the special order for Friday, March 13.

Mr. Hildrup (by consent), from the committee on railroads, to which was referred House bill, No. 875, for "An act for the protection of persons purchasing transportation tickets for passage on railway and steam navigation lines," reported the same back and recommended that it do not pass.

The report of the committee was not concurred in, and the bill read a first time and ordered printed.

On motion of Mr. Hopkins,

The bill was recommitted to the committee on railroads.

Mr. Hildrup (by consent) introduced House bill, No. 883, for "An act regulating the issues of railroad stocks and bonds."

Which was referred to the committee on railroads.

Mr. Hildrup (by consent) introduced House bill, No. 884, for "An act to prevent extortion and unjust discrimination in the rates charged for the transportation of freight cars on railroads in this state, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto, and to encourage competition in freighting."

Which was referred to the committee on railroads.

By consent, Senate bills on second reading were taken up.

Senate bill, No. 467, for "An act to revise the law in relation to paupers," was read a second time.

Mr. Armstrong of LaSalle submitted the following amendment:  
Strike out of line 2, section 3, the words "county agent, if any," and insert "state's attorney."

Which was adopted.

Mr. Armstrong of LaSalle, submitted the following amendment:

Add to line 4, section 3, after the word "support," the words "and prosecute the same."

Which was adopted.

Mr. Armstrong of LaSalle, submitted the following amendment:

In section 4, line 4, after the word "agent," insert "or State's attorneys."

Which was adopted.

Mr. Crawford submitted the following amendment:

Add after the word "buried," in line 6, section 24, the following: "All persons coming within the provisions of this section, who shall be killed or injured by any railroad company or corporation, or any manufacturing or mining establishment, company, association or corporation, whether such person be the employee thereof or not, and whether the killing or injury be done by its or their agents, employees or servants in the prosecution of their employment, or by any engine, car, collision or explosion, or otherwise by such railroad company, or by any machinery or explosion in any such manufacturing establishment or mine, or by the caving in or damps in such mines, shall be properly cared and provided for, and in case of death, decently buried by such railroad company or corporation, manufacturing or mining establishment, company, association or corporation. In case of the neglect or refusal of any such railroad company or corporation, manufacturing or mining establishment, company, association or corporation to furnish such proper aid, assistance and burial, it shall be lawful for the proper county or township authorities, or any other person, to so furnish such aid, assistance and burial; and the authorities or other person so furnishing aid, assistance or burial, or in any way contributing thereto, may have a 'right of action' against such railroad company or corporation, manufacturing or mining establishment, company, association or corporation, for the amount so expended, before any court having jurisdiction thereof: *Provided*, that in case of any suit brought by any such person (or, in case of their death, by their representatives,) against such railroad company or corporation, manufacturing or mining establishment, company, association or corporation, for such injury or death, it may be lawful to give such expenditures and outlay in evidence in mitigation of damages. The provisions and liabilities of this act shall also apply, extend and attach to all steamboats, propellers, boats, vessels or stages which are engaged in whole or in part in the conveyance of passengers for hire."

Which was adopted.

Mr. Savage submitted the following amendment:

Amend section 28, line 8, by striking out "ten" and inserting "three."

Which was adopted.

Mr. Armstrong of LaSalle submitted the following amendment:

Strike out of line 7, section 29, the word "day," and insert "meeting of the county board."

Which was adopted.

Mr. Westfall submitted the following amendment:

Add to section 32: "*Provided*, that no provision of this act shall be so construed as to prevent the partial maintenance of any pauper out-



side of said poor house, when said pauper or his friends are able to relieve the county of a part of the expense of said support."

Which was not adopted.

Mr. Rice submitted the following amendment:

Strike out all after the word "provided," in line 12, section 35.

Which was not adopted.

Mr. Hollenback submitted the following amendment:

Strike out the word "ten," in first line of section 35, and insert the word "twenty-five,"

Which was adopted.

The bill was then ordered to a third reading.

Senate bill, No. 441, for "An act to revise the law in relation to county clerks," was read a second time.

Mr. Bradwell submitted the following amendment:

Add to the end of section 4 the words "at the county seat."

Which was adopted.

Mr. Dunham moved to reconsider the vote by which the amendment was adopted; which was not agreed to.

The bill was then ordered to a third reading.

Senate bill, No. 462, for "An act to revise the law in relation to oil inspection,"

Was read a second time, and ordered to a third reading.

Senate bill, No. 475, for "An act to revise the law in relation to telegraph companies," was read a second time.

Mr. Quinn moved to strike out section 8; which was not agreed to.

Mr. Armstrong of LaSalle submitted the following amendment:

After the word "board," in line 4, section 4, insert the words "in counties not under township organization, and in counties under township organization by the commissioners of highways."

Which was not adopted.

Mr. Orendorff submitted the following amendment:

In section 2, line 4, after the word "any" insert "railroad."

Which was adopted.

Mr. Hollenback submitted the following amendment:

Before the word "road," in the 8th line of section 2, insert the word "rail."

Which was adopted.

Mr. Hoiles submitted the following amendment:

Strike out after the word "shall," in 4th line of section 6, the words: "forfeit all rights and franchises acquired under the laws of this State, and shall forfeit all right to transact telegraph business in this State, and may be enjoined therefrom by bill of complaint filed in any court of competent jurisdiction, and."

Which was not adopted.

The bill was then ordered to a third reading.

Senate bill, No. 460, for "An act to revise the law in relation to *ne exeat*,"

Was read a second time, and ordered to a third reading.

Senate bill, No. 461, for "An act to revise the law in relation to official bonds,"

Was read a second time, and ordered to a third reading.

Senate bill, No. 119, for "An act to fix the liability of common carriers receiving property for transportation," was read a second time.

Mr. Johnston submitted the following amendment :

Add to end of the section the following : "and such liability shall continue until the owner or his agent, or the consignee or his agent, has either been put in possession of such property, or has had reasonable notice of the arrival thereof ; but nothing herein contained shall be construed in any way to limit the liability of warehousemen."

Mr. Marsh moved to refer the bill and amendment to the committee on judiciary ; which was agreed to.

Senate bill, No. 541, for "An act to amend section 20 of an act entitled 'an act in regard to gateways, roads and bridges in counties not under township organization,' approved April 18, 1873,"

Was read a second time, and ordered to a third reading.

Senate bill, No. 393, for "An act to fix the compensation of the members, officers and employees of the General Assembly," was read a second time.

On motion of Mr. Maun,

The bill was referred to the committee on fees and salaries.

Senate bill, No. 549, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the times of holding the same in the several counties in the judicial circuits in the state of Illinois, exclusive of the county of Cook,' approved May 2, 1873," was taken up.

On motion of Mr. Gray,

The bill was laid on the table.

Mr. Ewing submitted the following resolution :

*Resolved*, That this hall be granted to the citizens to-morrow (Tuesday) evening, at 7½ o'clock, to hold a union temperance meeting of the churches of this city.

Which was adopted.

Mr. Lemma (by consent) presented a petition from citizens, relating to county medical boards ; which was referred to the committee on miscellaneous subjects.

Leave of absence was granted to Mr. Harvey.

On motion of Mr. Armstrong of LaSalle,

At 12:10 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

## TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

House bills on third reading being in order,

House bill, No. 607, for "An act to revise the law in relation to attorneys general and State's attorneys," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 88, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Ballow, Barkley, Boocock, Braidwell, Branson, Bullard, Carpenter, Chambers, Connolly, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Flanders, Freeland, Golden, Graham, Granger, Grey, Gridley, Griffith, Hart, Herrington, Hite of Madison, Hite of St. Clair, Hildrup, Hoiles, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Jones, Kann, Leuma, Lewis, Lietze, Mann, Marsh, Massie, McPherran, Mitchell, Moore of Adams, Moose, Morrison, Moffett, Newton, Oakwood, Peltzer, Penfield, Pinnell, Plowman, Pollock, Quinn, Race, Rankin, Ray, Rice, Savage, Sawyer, Scott, Shaw, Sheridan, Snow, Soule, Stewart of Winnebago, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Webster, Westfall, Wymora, Mr. Speaker—88.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 712, for "An act to amend an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' in force July 1, 1872," was taken up, and,

On motion of Mr. Connolly,

Recommitted to the committee on fees and salaries.

House bill, No. 828, for "An act to amend an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 90, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Ballow, Barkley, Blakely, Boock, Bradwell, Branson, Bullard, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Flanders, Freeland, Golden, Graham, Granger, Grey, Griffith, Griffith, Hart, Herrington, Hite of Madison, Hildrup, Holles, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Jones, Kann, Lemma, Lewis, Lietze, Mann, Marsh, Massie, McAdams, McPherran, Mitchell, Moore of Adams, Moose, Morrison, Moffett, Neville, Newton, Oakwood, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Pollock, Quinn, Race, Rankin, Ray, Rice, Savage, Scott, Shaw, Sheridan, Snow, Soule, Stewart of Winnebago, Stroud, Taggart, Thomas, Walker, Warner, Wayman, Webster, Westfall, Wymore, Mr. Speaker—90.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 852, for "An act to prevent fraud or fraudulent practices upon hotel keepers, boarding house keepers or inn keepers, and to provide a remedy therefor," was read a third time.

Mr. Quinn moved to recommit the bill to the committee on miscellaneous subjects.

Mr. Orendorff moved to lay the bill on the table; which was not agreed to.

The question then being on the motion to recommit, it was decided in the negative.

And the same and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 58, nays 34.

Those voting in the affirmative are,

Messrs. Ballow, Barkley, Boock, Branson, Bullard, Carpenter, Chambers, Collins, Connolly, Crawford, Crosby, Darnell, Dement, Dolan, Dolton, Dunham, Easley, Flanders, Golden, Graham, Granger, Griffith, Herrington, Hite of Madison, Hite of St. Clair, Holles, Hollenback, Jaquess, Jackson, Johnston, Lemma, Mann, Marsh, Massie, McAdams, McPherran, Mitchell, Moore of Adams, Moose, Morrison, Moffett, Neville, Newton, Oakwood, Orendorff, Penfield, Pollock, Race, Savage, Shaw, Snow, Thomas, Walker, Warner, Wayman, Webster, Wood, Mr. Speaker—34.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Blakely, Bradwell, Davis, Dewey, Efner, Ewing, Freeland, Grey, Griffith, Hart, Hildrup, Hopkins, Jones, Kann, Lewis, Lietze, Oakwood, Orendorff, Penfield, Pollock, Race, Savage, Shaw, Snow, Thomas, Walker, Warner, Wayman, Webster, Wood, Mr. Speaker—34.

So the bill, not having received the number of votes required by the constitution, was declared not passed.

Mr. Bradwell moved to reconsider the vote by which the bill was lost ; which was agreed to.

On motion of Mr. Quinn,

The bill was referred to the committee on miscellaneous subjects.

House bill, No. 832, for "An act to amend section 6, of article 6, of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, A. D. 1872, and in force July 1, A. D. 1872," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 67, nays 24.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocoek, Branson, Bullard, Chambers, Collins, Crawford, Crosby, Davis, Dement, Dewey, Dolan, Dolton, Ewing, Freeland, Golden, Graham, Granger, Grey, Gridley, Griffith, Hart, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Jackson, Johnston, Kann, Lemma, Mann, Massie, McAdams, McPherran, Moore of Adams, Moose, Morrison, Moffett, Neville, Oakwood, Orendorff, Pinnell, Plowman, Pollock, Quinn, Race, Rankin, Rice, Sawyer, Scott, Sheridan, Snow, Soule, Stewart of Winnebago, Stroud, Thomas, Walker, Wayman, Webster, Westfall, Wood—67.

Those voting in the negative are,

Messrs. Alexander of Crawford, Bradwell, Carpenter, Cronkrite, Darnell, Easley, Efner, Flanders, Halpin, Herrington, Hoiles, Jaquess, Jones, Lewis, Lietze, Marsh, Mitchell, Newton, Ray, Savage, Taggart, Thornton, Wymore, Mr. Speaker—24.

So the bill, not having received the number of votes required by the constitution, was declared not passed.

By unanimous consent, the vote by which Senate bill, No. 295, for "An act to revise the law in relation to the rate of interest" was ordered to a third reading, was reconsidered.

Mr. Efner moved to refer the bill to the committee on judiciary ; which was agreed to.

By consent, Senate (revision) bills on third reading were taken up.

Senate bill, No. 348, for "An act to revise the law in relation to idiots, lunatics, drunkards and spendthrifts," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 86, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocoek, Bradwell, Branson, Bullard, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Efner, Ewing, Flanders, Freeland, Golden, Graham, Granger, Grant, Grey, Gridley, Griffith, Hart, Herrington, Hite of Madison, Hite of St. Clair, Hildrup, Hoiles, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Jones, Kann, Kase, Lewis, Lietze, Mann, Marsh, McGee, McPherran, Mitchell, Moore of Adams, Morrison, Moffett, Newton, Oakwood, Peltzer, Penfield, Pinnell, Plowman, Pollock, Quinn, Race, Rankin, Ray, Rice, Savage, Sawyer, Scott, Shaw, Sheridan, Snow, Soule, Stewart of Winnebago, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Westfall, Wood, Wymore, Mr. Speaker—86.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 456, for "An act to revise the law in relation to injunctions," was read a third time.

The bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 85, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Ballow, Blakely, Bocoek, Bradwell, Branson, Bullard, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Darnell,

Davis, Dement, Dewey, Dolan, Dunham, Easley, Efner, Ewing, Freeland, Golden, Graham, Granger, Grey, Gridley, Griffith, Hart, Herrington, Hite of Madison, Hildrup, Holles, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Jones, Kann, Kase, Lemma, Lewis, Lietze, Mann, Marsh, McGee, McPherran, Mitchell, Moore of Adams, Morrison, Moffett, Newton, Oakwood, Peltzer, Penfield, Pinnell, Plowman, Pollock, Quinn, Race, Rankin, Ray, Rice, Savage, Sawyer, Scott, Shaw, Sheridan, Snow, Soule, Stewart of Winnebago, Stroud, Taggart, Thomas, Thornton, Walker, Wayman, Westfall, Wood, Wymore, Mr. Speaker—85.

Mr. Dolton voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 477, for "An act to revise the law in relation to toll bridges," was read a third time.

And the same and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 78, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of LaSalle, Ballow, Blakely, Bradwell, Branson, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Darnell, Dewey, Dolan, Dunham, Easley, Efner, Ewing, Flanders, Freeland, Graham, Granger, Grey, Gridley, Griffith, Hart, Herrington, Hite of Madison, Hite of St. Clair, Holles, Hopkins, Jaquess, Jackson, Johnston, Jones, Kann, Kase, Lemma, Lietze, Mann, Marsh, McGee, McPherran, Mitchell, Moore of Adams, Morrison, Moffett, Newton, Oakwood, Peltzer, Pinnell, Plowman, Pollock, Quinn, Race, Rankin, Ray, Rice, Savage, Scott, Shaw, Sheridan, Snow, Soule, Stewart of Winnebago, Stroud, Taggart, Thomas, Thornton, Walker, Wayman, Webster, Westfall, Wood, Wymore, Mr. Speaker—78.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 481, for "An act to revise the law in relation to toll roads," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 88, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of LaSalle, Ballow, Blakely, Bocock, Bradwell, Branson, Bullard, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Darnell, Dement, Dewey, Dolan, Dolton, Dunham, Easley, Efner, Ewing, Flanders, Freeland, Graham, Granger, Grey, Gridley, Griffith, Hart, Hite of Madison, Hite of St. Clair, Holles, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Jones, Kann, Kase, Lemma, Lewis, Lietze, Mann, Marsh, Massey, McAdams, McGee, McPherran, Mitchell, Moore of Adams, Moose, Morrison, Moffett, Newton, Oakwood, Oleson, Peltzer, Penfield, Pinnell, Plowman, Pollock, Quinn, Race, Rankin, Ray, Rice, Savage, Sawyer, Scott, Shaw, Sheridan, Snow, Soule, Stewart of Winnebago, Stroud, Taggart, Walker, Warner, Wayman, Webster, Westfall, Wood, Wymore, Mr. Speaker—88.

Mr. Thomas voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 466, for "An act to revise the law in relation to pardons," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 63, nays 20.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Blakely, Bocock, Bradwell, Branson, Bullard, Carpenter, Chambers, Crawford, Crosby, Darnell, Dewey, Ewing, Freeman, Graham, Granger, Gridley, Hart, Herrington, Hite of Madison, Hite of St. Clair, Hopkins, Jaquess, Jackson, Johnston, Jones, Kann, Kase, Lietze, Mann, Marsh, Massey, McAdams, Mitchell, Moore of Adams, Moose, Moffett, Oleson, Peltzer, Penfield, Pinnell, Plowman, Pollock, Race, Rankin, Ray, Rice, Savage, Sawyer, Scott, Shaw, Sheridan, Snow, Soule, Stewart of Winnebago, Stroud, Taggart, Thornton, Warner, Wayman, Webster, Westfall, Wymore—63.

Those voting in the negative are,

Messrs. Alexander of Crawford, Connolly, Cronkrite, Dement, Dolan, Dolton, Dunham, Flanders, Grey, Griffith, Holles, Hollenback, Lewis, McPherran, Morrison, Newton, Quinn, Thomas, Wood, Mr. Speaker—20.

The bill, not having received the number of votes required by the constitution, was declared not passed.

Mr. Bradwell entered a motion to reconsider the vote by which the bill was lost.

Mr. Walker moved to reconsider the vote by which House bill, No. 882, for "An act to amend section 6, of article 6, of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, A. D. 1872, in force July 1, A. D. 1872," was lost; which was agreed to.

On motion of Mr. Walker,

The bill was referred to the committee on municipal affairs.

A message from the Senate, by Mr. Ray :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolutions, to-wit :

WHEREAS, Hon. John Early, President of the Senate, has laid before this body certain resolutions, certified to him by the Secretary of State of Missouri as having passed the General Assembly of that State, which resolutions read as follows:

"That our Senators from this State be instructed, and our Representatives in Congress requested, to urge in the Congress of the United States the opening of the mouth of the Mississippi river, so that a clear channel of sufficient depth for the largest vessels of commerce may at all times be maintained; the immediate completion of work in progress at the Des Moines and Rock Island Rapids; the removal of obstructions from the channel of the Mississippi river, according to the recommendations of the United States Engineer in charge, so that a channel of not less than ten feet in depth may at all times be maintained below the mouth of the Missouri, and the improvement of the chief tributaries of the Mississippi and of the upper portion of that river, so that the main channel may become accessible as highways of commerce to the people of all the States of the Mississippi valley, and the appropriation of such sums as may be necessary to carry forward, without delay, this great work of national importance."

And, whereas, the State of Missouri invites Illinois and other States to join her in her efforts; therefore,

*Resolved by the Senate of the State of Illinois, the House concurring herein, That we fully concur with the spirit and the request of the above recited resolution of our sister State of Missouri, and that the Secretary of State transmit a copy of this to our Senators and Representatives in Congress from this State.*

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 587, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 7th day of March, 1874, laid before the Governor for his approval, viz:

Senate bill, No. 476, for "An act to revise the law in relation to tender."

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

Senate bill, No. 476, for "An act to revise the law in relation to tender."

Senate bill, No. 316, for "An act to revise the law in relation to recorders."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on the 9th day of March, 1874, viz :

House bill, No. 863, for "An act to amend section 30 of 'an act to incorporate and govern fire, marine and inland insurance navigation and insurance companies doing business in this State,' approved March 11, 1869.'"

House bill, No. 650, for "An act to revise the law in relation to plats."

House bill, No. 639, for "An act to revise the law in relation to fences."

On motion of Mr. Wayman,

At 5:10 o'clock P. M., the House adjourned to 10 o'clock A. M. tomorrow.

TUESDAY, MARCH 10, 1874.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Gregg.

The journal of yesterday was being read, when,

On motion of Mr. Lietze,

The further reading of the same was dispensed with.

The Speaker announced as the special committee of five, to which was referred a petition in relation to capital punishment, Messrs. Granger, Oberly, Quinn, Harvey and Hopkins.

By consent, House bill, No. 766, for "An act making an appropriation for the payment to the widow of the late Rev. Nehemiah Pierce, official delegate of the State of Illinois to the 'International Prison Congress,' held in London July, 1872, for the preparation of his report made to the Governor, as required by joint resolution of the General Assembly,"

Was read a second time, and ordered engrossed for a third reading.

Mr. Lietze (by consent), from the committee on municipal affairs, to which was referred House bill, No. 832, for "An act to amend section six, of article six, of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, A. D. 1872, and in force July 1, A. D. 1872," reported the same back with an amendment, and recommended its adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendment adopted, and the bill ordered to a third reading.

Mr. McAdams (by consent) presented a petition from citizens of Jersey county, asking for a modification or repeal of the railroad law; which was referred to the committee on railroads.

Mr. Stroud (by consent) presented petitions from citizens of Logan county, asking that the railroad law be modified or repealed; which was referred to the committee on railroads.

Mr. Webber (by consent) presented petitions from citizens of Woodford county, asking for a modification or repeal of the railroad law; which was referred to the committee on railroads.

Mr. Sheridan (by consent), from the committee on militia, to which was referred House bill, No. 411, for "An act to provide for the enrollment of the militia, for the organization of the national guard of the State of Illinois, and for the public defense, and entitled 'The Military Code,'" reported the same back with the recommendation that it pass.

On motion of Mr Johnston,

The consideration of the report was postponed and made the special order for March 14th.

Mr. Sheridan (by consent), from the committee on militia, to which was referred Senate bill, No. 465, for "An act to revise the law in relation to the State militia," reported the same back and recommended that it lie on the table.

On motion of Mr. Westfall,

The consideration of the report was postponed and make the special order for March 14th.

By consent, House bills on third reading were taken up.

House bill, No. 650, for "An act to revise the law in relation to plats," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 108, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Blakely, Bocoek, Bradwell, Branson, Bryant, Bullard, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Duubam, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Hart, Henry, Herrington, Hite of Madison, Hite of St. Clair, Hildrup, Hoiles, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Jones, Kann, Kase, Lemma, Lewis, Lietze, Mann, Marsh, Massie, McAdams, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Morrison, Moffett, Newton, Oakwood, Oleson, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ray, Rice, Savage, Sawyer, Scanlan, Scott, Shaw, Sheridan, Smith, Snow, Soule, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Wayman, Webber, Webster, Westfall, Wicker, Wood, Wymore. Mr. Speaker—108.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 639, for "An act to revise the law in relation to fences," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 97, nays 10.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Blakely, Bocoek, Bradwell, Branson, Bryant, Bullard, Chambers, Collins, Connolly, Crawford, Cronkrite, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Duubam, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Graham, Granger, Grant, Grey, Gridley, Griffith, Hart, Herrington, Hite of Madison, Hildrup, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Jones, Kann, Kase, Lemma, Lewis, Mann, Marsh, McAdams, McPherran, Meacham, Mitchell, Moore of Adams, Moose, Morrison, Moffett, Neville, Newton, Oakwood, Oleson, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Savage, Sawyer, Scanlan, Scott, Sheridan, Smith, Snow, Soule, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Warner, Wayman, Webber, Webster, Wicker, Wood, Wymore, Mr. Speaker—97.

Those voting in the negative are,

Messrs. Crosby, Gordon, Henry, Hoiles, Lietze, Massie, Middlecoff, Shaw, Walker, Westfall—10.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 687, for "An act making appropriation for the ordinary expenses of the Northern Hospital and Asylum for the Insane at Elgin," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 47, nays 56.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Ballow, Bocoek, Bradwell, Branson, Bryant, Bullard, Carpenter, Chambers, Collins, Crawford, Crosby, Davis, Dolton, Ferrier, Gordon, Gridley, Herrington, Hollem-



back, Hopkins, Jackson, Kase, Lemma, Massie, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Morrison, Moffett, Oleson, Peltzer, Penfield, Plowman, Pyatt, Ray, Rice, Savage, Scanlan, Shaw, Walker, Warner, Wayman, Webster, Wicker—47.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Blakely, Connolly, Cronkrite, Darnell, Dement, Dewey, Dolan, Dunham, Efner, Ewing, Flanders, Freeland, Freeman, Golden, Graham, Grant, Grey, Griffith, Hart, Henry, Hildrup, Holles, Johnston, Jones, Kann, Lewis, Lietze, Mann, Marsh, McAdams, Moose, Neville, Newton, Oakwood, Pinnell, Pollock, Quinn, Rankin, Sawyer, Scott, Smith, Snow, Soule, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Truitt, Webber, Wood, Wynore, Mr. Speaker—56.

So the bill, not having received the number of votes required by the constitution, was declared not passed.

Mr. Mann moved to reconsider the vote by which the bill was lost; which was not agreed to.

House bill, No. 699, for "An act to amend section 66, of an act entitled 'an act in regard to elections, and to provide for filling vacancies in elective offices,' approved April 3, 1872," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being "Shall this bill pass?" it was decided in the negative—yeas 47, nays 49.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Bradwell, Branson, Bullard, Carpenter, Collins, Connolly, Crawford, Davis, Dewey, Dunham, Ferrier, Freeland, Freeman, Grant, Grey, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Lietze, Mann, Massie, Meacham, Mitchell, Moore of Adams, Morrison, Moffett, Oleson, Orendorff, Penfield, Pyatt, Rankin, Ray, Sawyer, Sawyer, Shaw, Stewart of Winnebago, Walker, Warner, Wicker, Wood, Mr. Speaker—48.

Those voting in the negative are,

Messrs. Bocock, Cronkrite, Crosby, Darnell, Dement, Dolton, Easley, Efner, Gordon, Graham, Granger, Gridley, Griffith, Hart, Henry, Herrington, Hildrup, Holles, Jones, Kann, Kase, Lewis, Marsh, McAdams, Middlecoff, Moose, Neville, Newton, Oakwood, Oberly, Pinnell, Plowman, Pollock, Quinn, Scanlan, Scott, Sheridan, Snow, Soule, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Webber, Webster, Wynore—49.

The bill, not having received the number of votes required by the constitution, was declared not passed.

Mr. Efner entered a motion to reconsider the vote by which the bill was lost.

By consent, Senate (revision) bills on third reading were taken up.

Senate bill, No. 462, for "An act to revise the law in relation to oil inspection," was read a third time.

Mr. Ferrier moved to refer the bill to the committee on miscellaneous subjects; which was not agreed to.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 88, nays 13.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Blakely, Bocock, Bradwell, Bryant, Bullard, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Easley, Efner, Flanders, Freeman, Golden, Gordon, Graham, Granger, Grey, Gridley, Griffith, Hart, Hildrup, Holles, Hollenback, Hopkins, Jackson, Johnston, Jones, Kase, Lemma, Lietze, Marsh, Massie, McAdams, McPherran, Middlecoff, Mitchell, Moore of Adams, Moose, Morrison, Moffett, Oakwood, Oleson, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ray, Rice, Savage, Sawyer, Scanlan, Scott, Sheridan, Snow, Soule, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Wayman, Webber, Webster, Westfall, Wicker, Wood, Wynore, Mr. Speaker—88.

Those voting in the negative are,

Messrs. Connolly, Ferrier, Freeland, Henry, Jaquess, Kann, McGee, Meacham, Neville, Newton, Shaw, Walker, Warner—13.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 460, for "An act to revise the law in relation to ne exeat," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 100, nays 3.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Bradwell, Brauns, Bryant, Bullard, Chambers, Collins, Connolly, Crawford Cronkite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dunham, Easley, Efner, Ewing, Flanders, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Hart, Henry, Herrington, Hildrup, Holles, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Jones, Kann, Lemma, Lewis, Lietze, Mann, Marsh, Massie, McAdams, McGee, McPherran, Middlecoff, Mitchell, Moore of Adams, Moose, Morrison, Mof-fett, Neville, Newton, Oakwood, Oleson, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Savage, Sawyer, Scanlan, Scott, Shaw, Sheridan, Smith, Snow, Soule, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Wayman, Webber, Wicker, Wood, Wymore, Mr. Speaker—100.

Those voting in the negative are,

Messrs. Bocock, Webster, Westfall—3.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

On motion of Mr. Lemma,

At 12:07 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Leave of absence was granted to Mr. Cassedy.

Mr. Connolly (by consent) introduced House bill, No. 885, for "An act to amend section ten (10) of article five (5) of 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872."

Which was read a first time, and ordered to a second reading.

Mr. Savage (by consent), from the committee on municipal affairs, to which was referred House bill, No. 792, for "An act to authorize incorporated cities, towns or villages in this State, situated upon the banks of navigable rivers to lease parts of their public landings or levees," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendments adopted, and the bill ordered engrossed for a third reading.

Mr. Wayman (by consent), from the committee on miscellaneous subjects, to which was referred House bill, No. 852, for "An act to prevent fraud or fraudulent practices upon hotel keepers, boarding house keepers or inn keepers, and to provide a remedy therefor," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, and the amendments adopted.

Mr. Jones moved to amend by striking out all after the enacting clause; which was not agreed to.

The bill was then ordered engrossed for a third reading.

Mr. Shaw (by consent) submitted the following report:

*To the Speaker of the House of Representatives:*

The committee on judiciary, to whom was referred Senate bill, No. 281, for "An act relating to counties, and the management of county affairs," report the same back and recommend that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Shaw (by consent) submitted the following report :

*To the Speaker of the House of Representatives :*

The judiciary committee, to whom was referred bills of the following titles, to-wit :

House bill, No. 57, for "An act to amend section 14 of 'an act in regard to forcible entry and detainer,' in force July 1, 1872,"

House bill, No. 291, for "An act to amend section eight of an act entitled 'an act to provide for annexing and excluding territory to and from cities, towns and villages, and to unite cities, towns and villages,'"

House bill, No. 556, for "An act to amend section 28 of an act entitled 'an act in regard to forcible entry and detainer,'"

House bill, No. 630, for "An act to repeal 'an act establishing a court of common pleas in Amboy, Lee county,'"

House bill, No. 659, for "An act to protect the citizens of the State of Illinois from empiricism, and to elevate the standing of the medical profession,"

Report said bills to the House, with the recommendation that they do not pass.

The report of the committee was concurred in, and the bills laid on the table.

Mr. Shaw (by consent) submitted the following report :

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred House bill, No. 702, for "An act to amend an act entitled 'an act to remedy the evils consequent upon the destruction of public records by fire or otherwise,'" report the same to the House, with amendments, and recommend the passage of the bill as amended.

The report of the committee was concurred in, the bill read a first time, and the bill and amendments ordered printed.

Mr. Shaw (by consent) submitted the following report :

*To the Speaker of the House of Representatives :*

The judiciary committee, to whom was referred Senate bill, No. 480, for "An act to revise the law in relation to the vacation of streets, alleys, and public grounds," report the same back, with amendments, and recommend the passage of the bill as amended.

The report of the committee was concurred in, the bill read a second time, the amendments adopted, and the bill ordered to a third reading.

Mr. Shaw (by consent) submitted the following report :

*To the Speaker of the House of Representatives :*

The judiciary committee, to whom was referred House bill, No. 861, for "An act to transfer certain dockets, books and papers from offices of county judge, justices of the peace and police magistrates to the office of the clerk of the circuit court, and to provide for the collection of the payments therein," report the same to the House, recommending its passage.

The report of the committee was concurred in, and the bill read a first time.

Mr. Collins moved to lay the bill on the table ; which was not agreed to.

The bill was then ordered to a second reading.

Mr. Branson (by consent) presented petitions from citizens of Menard county, asking for a modification or repeal of the railroad law ; which were referred to the committee on railroads.

Senate bills on third reading being in order,  
Senate bill, No. 461, for "An act to revise the law in relation to official bonds," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 92, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Ballow, Blakely, Bocoock, Bradwell, Branson, Bryant, Bullard, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Darnell Davis, Dement, Dewey, Dolan, Dolton, Dunham, Efner, Ewing, Ferrier, Flanders, Golden, Gordon, Graham, Granger, Grey, Gridley, Griffith, Hart, Henry, Hoiles, Hollenback, Hopkins, Jaquess, Johnston, Jones, Lenma, Lewis, Lietze, Massie, McAdams, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Morrison, Moffett, Neville, Oakwood, Oleson, Pentfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Savage, Sawyer, Scott, Shaw, Sheridan, Snow, Soule, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Wayman, Webber, Webster, Westfall, Wicker, Wood, Wymore, Mr. Speaker—92.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 471, for "An act to revise the law in relation to slander and libel," was read a third time.

And the same and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 88, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Ballow, Blakely, Bocoock, Bradwell, Branson, Bryant, Bullard, Chambers, Collins, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolton, Dunham, Efner, Ewing, Flanders, Golden, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Hart, Hoiles, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Jones, Lietze, Mann, Marsh, Massie, McAdams, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Neville, Oakwood, Oleson, Pentfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Savage, Sawyer, Scott, Shaw, Sheridan, Smith, Snow, Soule, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Truitt, Walker, Warner, Webber, Webster, Westfall, Wicker, Wood, Wymore, Mr. Speaker—88.

Messrs. Carpenter and Morrison voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 359, for "An act to revise the law in relation to es-trays," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 94, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of LaSalle, Ballow, Blakely, Bocoock, Bradwell, Branson, Bryant, Bullard, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Easley, Efner, Ewing, Ferrier, Flanders, Freeland, Graham, Granger, Grant, Grey, Gridley, Griffith, Hart, Herrington, Hite of Madison, Hite of St. Clair, Hoiles, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Jones, Lewis, Lietze, Mann, Marsh, Massie, McAdams, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Morrison, Moffett, Neville, Oakwood, Oleson, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rice, Savage, Sawyer, Scanlan, Scott, Shaw, Sheridan, Smith, Soule, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Webber, Wicker, Wood, Wymore, Mr. Speaker—94.

So the bill was declared passed.

On motion of Mr. Moffett,

The title was amended by adding the words "and other lost property."

Ordered that the title be as amended, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 479, for "An act to revise the law in relation to universities, colleges, academies, and other institutions of learning," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 85, nays 6.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Ballow, Blakely, Bocock, Bradwell, Branson, Bryant, Bullard, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Darnell, Davis, Dewey, Dolan, Dolton, Dunham, Easley, Efner, Ewing, Freeland, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Hart, Henry, Herrington, Hite of St. Clair, Holles, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Jones, Lemma, Lewis, Lietze, Mann, Marsh, Massie, McAdams, McPherran, Mencham, Middlecoff, Mitchell, Mulvane, Neville, Oakwood, Plowman, Pollock, Quinn, Race, Rankin, Ray, Rice, Savage, Scanlan, Scott, Shaw, Smith, Snow, Soule, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Webber, Wood, Wymore, Mr. Speaker—85.

Those voting in the negative are,

Messrs. Crosby, Hite of Madison, Oleson, Pinnell, Sawyer, Truitt—4.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 459, for "An act to revise the law in relation to mines," was read a third time.

And the same and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 90, nays 11.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Ballow, Blakely, Bocock, Bradwell, Branson, Bryant, Bullard, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dunham, Easley, Efner, Ewing, Ferrier, Flanders, Freeland, Golden, Graham, Granger, Grey, Gridley, Griffith, Hart, Herrington, Hite of Madison, Hite of St. Clair, Hollenback, Jaquess, Jackson, Johnston, Jones, Lietze, Mann, Marsh, Massie, McAdams, McGee, McPherran, Middlecoff, Mitchell, Moore of Adams, Morrison, Moffett, Mulvane, Neville, Oakwood, Oleson, Penfield, Pinnell, Plowman, Pollock, Quinn, Race, Rankin, Ray, Rice, Savage, Sawyer, Scanlan, Scott, Shaw, Sheridan, Smith, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Thornton, Warner, Wayman, Webber, Webster, Westfall, Wood, Wymore, Mr. Speaker—90.

Those voting in the negative are,

Messrs. Dolton, Gordon, Grant, Henry, Holles, Hopkins, Kase, Lewis, Orendorf, Soule, Wicker—11.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed on March 10, 1874:

House bill, No. 860, for "An act concerning the decisions and publications of the reports of the supreme court."

House bills on third reading being in order,

House bill, No. 860, for "An act concerning the decisions and publications of the reports of the supreme court," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 93, nays 3.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Ballow, Blakely, Bocock, Bryant, Bullard, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Easley, Efner, Flanders, Freeland, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Hart, Herrington, Hite of Madison, Hite of St. Clair, Holles, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Jones, Kase, Lewis, Lietze, Mann, Marsh, Massie, McAdams, McGee, McPherran, Mencham, Middlecoff, Moore of Adams, Morrison, Moffett, Mulvane, Newton, Oakwood, Oleson, Orendorf, Pinnell, Plowman, Pollock, Quinn, Race, Rankin, Ray, Rice, Savage, Sawyer, Scanlan, Scott, Shaw, Sheridan, Smith, Soule, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Thornton, Truitt, Warner, Wayman, Webber, Webster, Wicker, Wood, Wymore, Mr. Speaker—92.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Bradwell, Golden—3.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

On motion of Mr. Massie,

House bill, No. 874, for "An act to amend sections 3, 32, 33, 43, 53, 86, 97, 106, 107, 178, 192, 227 and 229, and to repeal sections 27, 28, 29 and 108 of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872, amended May 3, 1873,"

Was taken up, and the consideration of the same made the special order for to-morrow, after reading the journal.

House bill, No. 259, for "An act to simplify the forms of pleading," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 86, nays 19.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Ballow, Blakely, Bocock, Bradwell, Bullard, Carpenter, Chambers, Collins, Crawford, Cronkite, Crosby, Dement, Dewey, Dolan, Dolton, Easley, Eifer, Ewing, Ferrier, Flanders, Freeland, Freeman, Golden, Gordon, Graham, Granger, Gridley, Griffith, Hart, Henry, Hite of Madison, Hite of St. Clair, Hildrup, Holles, Hopkins, Jaques, Jackson, Johnston, Jones, Lemma, Mann, Marsh, Massie, McGee, Meacham, Middlecott, Mitchell, Morrison, Moffett, Mulvane, Neville, Newton, Oakwood, Orendorff, Peltzer, Penfield, Plunell, Plowman, Quinn, Race, Rankin, Ray, Rice, Savage, Scanlan, Scott, Shaw, Sheridan, Smith, Soule, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Truitt, Walker, Warner, Wayman, Webber, Webster, Westfall, Wicker, Wymore—86.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Branson, Bryant, Connolly, Darnell, Davis, Dunham, Grant, Grey, Herrington, Kase, Lewis, Lietze, McPherran, Olsson, Sawyer, Thornton, Wood, Mr. Speaker—19.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

On motion of Mr. Morrison,

House bill, No. 765, for "An act making sundry appropriations for the Southern Insane Hospital and Asylum at Anna,"

Was taken up and referred to the committee on state institutions.

On motion of Mr. Kase,

House bill, No. 825, for "An act to amend section twelve (12) of 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, A. D. 1872, and in force July 1, 1872,"

Was taken from the table and referred to the committee on fees and salaries.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and, on March 10, 1874, laid before the Governor for his approval, viz:

Senate bill, No. 383, for "An act to revise the law in relation to divorce."

A message from the Governor, by Philo J. Beveridge, Private Secretary :

Mr. Speaker : I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill of the following title, viz :

Senate bill, No. 383, for "An act to revise the law in relation to divorce."

On motion of Mr. Race,

At 5:15 o'clock A. M., the House adjourned to 10 o'clock A. M. tomorrow.

WEDNESDAY, MARCH 11, 1874.

The House met, pursuant to adjournment.

Prayer by the Rev. Mr. Gregg.

The journal of yesterday was being read, when,

On motion of Mr. Johnston,

The further reading of the same was dispensed with.

The special order for this hour, being the consideration of the report of the committee on revision on Senate bill, No. 443, for "An act to revise the law in relation to the supreme court," recommending that the amendments submitted by the House be stricken out, and that the bill pass—was taken up.

On motion of Mr. Herrington,

The previous question was ordered.

The question being on concurring in the report of the committee, it was decided in the negative, yeas 43, nays 71—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of LaSalle, Barkley, Blakely, Carpenter, Crawford, Cronkite, Crosby, Cullerton, Dolan, Efner, Flanders, Granger, Gridley, Hart, Herrington, Hildrup, Holles, Hollenback, Hopkins, Jaquess, Kann, Lietze, Mann, McGee, McPherran, Morrison, Mulvane, Oakwood, Oberly, Plowman, Quinn, Ray, Rountree, Savage, Scott, Smith, Soule, Truitt, Walker, Webber, Wood, Wynmore—43.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Ballow, Bocock, Bradwell, Branson, Bryant, Chambers, Collins, Condon, Connolly, Darnell, Davis, Dement, Dewoy, Dolton, Easley, Ewing, Forrier, Freeland, Freeman, Golden, Gordon, Graham, Grant, Griffith, Hawes, Henry, Hering, Hite of Madison, Hite of St. Clair, Jackson, Jones, Kase, Lane of Hancock, Lane of DeWitt, Marsh, Maasie, McAdams, Meacham, Middlecoff, Moore of Adams, Moosa, Moffett, Nulton, Oleson, Peltzer, Penfield, Pinnell, Pollock, Race, Rankin, Rice, Rogers, Sawyer, Scanlan, Shaw, Sheridan, Snow, Starr, Stewart of Winnebago, Streator, Taggart, Thomas, Thornton, Warner, Wayman, Webster, Weinheimer, Westfall, Wicker—71.

So the report of the committee was not concurred in.

Mr. Starr moved to order the bill to a third reading; which was agreed to.

The special order for this hour, being the consideration of Senate bill, No. 442, for "An act to revise the law in relation to clerks of courts," and the pending amendments thereto, submitted by the committee on revision, was taken up, the bill read a second time, the amendments adopted and the bill ordered to a third reading.

The special order for this hour, being the consideration of House bill, No. 874, for "An act to amend sections 3, 32, 33, 43, 53, 86, 97, 106, 107, 178, 192, 227 and 229, and to repeal sections 27, 28, 29 and 108 of 'an act for

the assessment of property and for the levy and collection of taxes,' approved March 30, 1872, amended May 3, 1873," was taken up, and the bill read a second time.

Mr. Hollenback submitted the following amendment:

After the word "service," in line 1, section 1, (printed bill) add the following: "In making up the amounts of the items provided by section twenty five of this act, which any person is required to list for himself, or any other person, company or corporation, he shall be entitled to deduct from the gross amount thereof all *bona fide* debts owing by such person, company or corporation for a consideration received; but no acknowledgment of indebtedness not founded upon actual consideration believed when received to have been adequate, and no acknowledgment made for the purpose of being so deducted, shall be considered a debt within the meaning thereof."

Which was not adopted, yeas 39, nays 72—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Becock, Bradwell, Branson, Bryant, Bullard, Cronkrite, Crosby, Davis, Easley, Ferrier, Freeman, Gordon, Graham, Granger, Grant, Hart, Holles, Hollenback, Jones, Kinn, Middlecoff, Moore of Adams, Oakwood, Oberly, Orendorff, Peusfield, Pinnell, Race, Rankin, Ray, Savage, Sawyer, Scott, Sheridan, Snow, Starr, Webber, Wicker—39.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Blakely, Carpenter, Chambers, Collins, Condon, Connolly, Crawford, Darnell, Dement, Dewey, Dolan, Doltan, Dunham, Efler, Flanders, Freeland, Gridley, Griffith, Hawes, Henry, Herrington, Herting, Hite of Madison, Hopkins, Jacques, Jackson, Johnston, Lane of Hancock, Lane of DeWitt, Lenima, Lewis, Lietze, Maun, Marsh, Massie, McAdams, McGee, McLaughlin, McPherran, Meacham, Mitchell, Morrison, Moffett, Nulton, Oleson, Peltzer, Plowman, Pollock, Pyatt, Quinn, Rice, Rogers, Scaulan, Shaw, Soule, Stewart of Winnebago, Streeter, Stroud, Thomas, Thornton, Truitt, Walker, Warner, Wayman, Webster, Weinheimer, Wood, Wynmore—72.

So the amendment was not adopted.

Mr. Graham submitted the following substitute for section 3:

"§ 3. Personal property shall be valued as follows:

*First*—All personal property, except as herein otherwise directed, shall be valued at its fair cash value.

*Second*—Every credit for a certain sum, payable either in money or labor, shall be valued at a fair cash value of the sum so payable; if for any article of property, or for labor, or services of any kind, it shall be valued at the current price of such property, labor or service.

*Third*—Annuities and royalties shall be valued at their then present total value.

*Fourth*—The capital stock of all companies and associations now or hereafter created under the laws of this State, shall be so valued by the county board of equalization as to ascertain and determine respectively the fair cash value of such capital stock, including the franchise. For the purpose of determining the fair cash value of such capital stock, including the franchise, the county board shall add together the fair cash value of the shares of capital stock and fair cash value of the debt, (excluding from such debt the indebtedness for current expenses), and the aggregate amount so ascertained shall be taken and held to be the fair cash value of the capital stock, including the franchise, respectively, of such companies and associations. From the aggregate amount ascertained as aforesaid, shall be deducted the value of all the tangible property, respectively, of such companies or associations; and the amount remaining in each case, if any, shall be taken and held to be the amount and fair cash value of the capital stock, including the franchise, which the county board is required to assess: *Provided*, that



in all cases where the tangible property and capital stock of any company or association is assessed under this act, the shares of capital stock of any such company or association shall not be assessed and taxed in this State. This clause shall not apply to the capital stock or shares of capital stock of banks organized under the general banking laws of this State."

Mr. Carpenter moved to lay the substitute on the table; which was agreed to, yeas 52, nays 46—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Ballou, Blakely, Bocoock, Bradwell, Bulard, Carpenter, Callerton, Darnell, Davis, Dement, Dunham, Easley, Efner, Griffith, Hart, Henry, Hite of Madison, Hoiles, Hopkins, Jackson, Lane of Hancock, Lewis, Lietze, Maasle, McLaughlin, McPierran, Mencham, Middlecoff, Moore of Adama, Morrison, Mulvane, Nulton, Oakwood, Oberly, Oleson, Penfield, Pratt, Quinn, Rice, Rogers, Scanlan, Shaw, Snow, Thomas, Warner, Wayman, Weber, Webster, Weinheimer, Wicker—52.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Barkley, Bryant, Chambers, Collins, Condon, Crawford, Cronkite, Crosby, Dewey, Dolan, Dolton, Ferrier, Freeland, Freeman, Gordon, Graham, Grainger, Grant, Gridley, Hollenback, Johnston, Jones, Lane of DeWitt, Mann, Marsh, Mettee, Mitchell, Moffett, Neville, Peltzer, Pinnell, Plowman, Pollock, Rankin, Savage, Sawyer, Scott, Sheridan, Soule, Starr, Stewart of Winnebago, Streeter, Thornton, Walker, Wymore—46.

So the motion to lay on the table was agreed to.

Mr. Bullard submitted the following amendment:

Amend section 3 of the law. Strike out item "four," and insert as follows: "*Fourth*—The tangible property of all companies and associations now or hereafter created under the laws of this State, except railroad and telegraph companies, shall be so valued by the assessor as to ascertain and determine its fair cash value: *Provided*, that in all cases where the tangible property of any company or association is assessed under this act, the capital stock or the shares of capital stock of any such company or association shall not be assessed or taxed. This clause shall not apply to the capital stock or shares of capital stock of banks organized under the general banking laws of this State."

On motion of Mr. Johnston,

At 12:12 o'clock P. M. the House adjourned to 2:30 o'clock P. M.

## TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Hildrup (by consent), from the committee on railroads, to which was referred House bill, No. 203, for "An act to provide for fencing railroads, and to secure the safety of persons and property, their prompt transportation, the proper making up of trains, and the management and running of locomotive engines and cars," reported the same back with the following recommendations:

*First*—That the House do concur in the first (1) Senate amendment, as amended by the committee, by inserting the words "right of way," after the word "their," in the 2d line of said Senate amendment, and by striking out the word "track," in said line.

*Second*—That the House do concur in the 2d Senate amendment.

*Third*—That the House concur in the 3d Senate amendment.

*Fourth*—That the House concur in the 4th Senate amendment.

*Fifth*—That the House concur in the 5th Senate amendment, as amended by striking out the word "fifteen" and inserting the word "ten;" and also by adding to the 14th section the words: "Any person who shall throw any stone or other hard substance at any railroad car, train or locomotive, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined in any sum not more than two hundred dollars, and shall stand committed to the county jail until such fine and costs shall be paid."

*Sixth*—That the House concur in the 6th Senate amendment.

*Seventh*—That the House concur in the 7th Senate amendment, as amended, by inserting after the word "consignee," in the 4th line of said Senate amendment, the words, "if he shall have knowledge of and consent to such consignment;" and also as amended, by adding after the word "payment," in the 16th line of said Senate amendment, the words "Provided, that nothing in this section shall be construed to affect any right existing or suit pending."

*Eighth*—That the House concur in the 8th Senate amendment.

*Ninth*—That the House concur in the 9th Senate amendment.

*Tenth*—That the House concur in the 10th Senate amendment.

*Eleventh*—That the House concur in the 11th Senate amendment.

*Thirteenth*—That the House concur in the 13th Senate amendment, as amended, by inserting the word "passenger," after the word "their," in the 2d line of said 13th Senate amendment; and also by inserting the word "passenger" after the word "each," in the 5th line of said 13th Senate amendment.

*Fourteenth*—That the House concur in the 14th Senate amendment.

*Fifteenth*—That the House do not concur in the 15th Senate amendment.

*Sixteenth*—That the House concur in the 16th Senate amendment.

*Seventeenth*—That the House concur in the 17th Senate amendment.

*Eighteenth*—That the House concur in the 18th Senate amendment.

*Nineteenth*—That the House do not concur in the 19th Senate amendment.

*Twentieth*—That the House do not concur in the 20th Senate amendment.

*Twenty-first*—That the House do not concur in the 21st Senate amendment."

On motion of Mr. Hildrup,

The report, together with the Senate amendments to said bill, were ordered printed.

The House resumed the unfinished business of this morning, being the consideration of the amendment submitted by Mr. Bullard to House bill, No. 874.

Mr. Crawford moved to lay the bill and amendment on the table; which was not agreed to—yeas 22, nays 78—the yeas and nays being demanded by five members.

Those voting in affirmative are,

Messrs. Alexander of Crawford, Bradwell, Bryant, Connolly, Crawford, Cronkite, Davis, Dement, Dolton, Dunham, Graham, Granger, Holles, McGee, McPherran, Moore of Adams, Moffett, Rice, Savage, Taggart, Thomas, Wynmore—22.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Armstrong of LaSalle, Ballow, Blakely, Bocock, Bullard, Casey, Carpenter, Chambers, Collins, Crosby, Cullerton, Darnell, Dewey, Dolan, Esher, Ewing, Flanders, Freelant, Golden, Gordon, Gridley, Griffith, Hart, Henry, Herrington, Herting, Hite of Madison, Hildrup, Hollenback, Hopkins, Jaques, Jackson, Johnston, Jones, Kann, Kase, Lane of Hancock, Lane

of DeWitt, Lewis, Lietze, Mann, Massie, McLaughlin, Meacham, Middlecoff, Mitchell, Moose, Nulton, Oberly, Peltzer, Penfield, Pinnell, Plowman, Quinn, Race, Rankin, Rogers, Scott, Shaw, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Streeter, Truitt, Walker, Warner, Wayman, Webber, Webster, Weinheimer, Westfall, Wicker, Wood—78.

So the motion to lay on the table was not agreed to.

Mr. Wood moved to postpone the further consideration of the bill and amendment until 7:30 o'clock P. M.; which was not agreed to.

The question recurring on the adoption of the amendment submitted by Mr. Bullard, it was decided in the negative—yeas 46, nays 68—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Becock, Bradwell, Bryant, Bullard, Casey, Carpenter, Condon, Crosby, Davis, Denent, Dolton, Efner, Ferrier, Freeland, Freeman, Golden, Gorion, Grant, Hart, Henry, Hollen, Hullenback, Jones, Kann, Lane of Hancock, Marsh, McPherran, Middlecoff, Morrison, Neville, Oberly, Penfield, Pinnell, Plowman, Pollock, Quinn, Rogers, Sawyer, Sheridan, Snow, Soule, Starr, Truitt, Webber, Wicker—46.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Chambers, Collins, Connolly, Crawford, Crunkite, Culleton, Darnell, Dewey, Dolan, Dunham, Easley, Ewing, Flanders, Graham, Granger, Gridley, Griffith, Herington, Hertling, Hite of Madison, Hite of St. Clair, Hildrup, Hopkins, Jaquess, Jackson, Johnston, Kane, Lane of DeWitt, Lietze, Mann, Massie, McAdams, McGee, McLaughlin, Meacham, Mitchell, Moore of Adams, Moose, Moffett, Mulvane, Olson, Peltzer, Race, Rankin, Ray, Rice, Rountree, Savage, Scanlan, Scott, Shaw, Smith, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Warner, Webster, Weinheimer, Wood, Wymore, Mr. Speaker—68.

So the amendment was not adopted.

Mr. Johnston submitted the following amendment:

Amend by striking out all after the enacting clause to the words, "that section 106 be amended so as to read as follows:" on the 5th page of printed bill, and strike out the words, "one hundred and eight (108) and," in the 3d and 4th lines, on page 8 of printed bill; and insert in line 3, page 8, between the figures "(28)" and the words, "twenty-nine," the word "and."

Mr. Moore of Adams submitted the following substitute for the amendment:

Amend by striking out the enacting clause.

On motion of Mr. McPherran,

The substitute was laid on the table.

Mr. Rountree submitted the following amendment to the amendment:

Add to the amendment the words "strike out the two last lines of the bill."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 859, for "An act to amend section fourteen (14) of an act entitled 'an act concerning jurors, and to repeal certain acts herein named,' approved February 11, 1874."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 522, for "An act to repeal an act entitled 'an act to establish a board of fire engineers and to re-organize the fire department in the city of Quincy,' approved February 16, 1865, and an act entitled 'an act to amend an act entitled 'an act to establish a board of fire engineers and to re-organize the fire department in the city of Quincy, Illinois,' approved February 18, 1867.'"

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 562, for "An act to enable towns and villages in this State, having commons, to dispose of the same," with amendments.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 522, for "An act authorizing the trustees of the State Reform School to lease the labor of the inmates."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Collins, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed, on the 11th day of March, 1874, viz:

House bill, No. 829, for "An act to amend section twenty-one of 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees.'"

House bill, No. 831, for "An act to enable the corporate authorities now or hereafter incorporated under an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1, 1872, to acquire by purchase or otherwise, establish, maintain, license and regulate ferries, bridges, the approaches thereto, and tolls thereon."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on March 11, 1874:

House bill, No. 792, for "An act to authorize incorporated cities, towns or villages in this State situated upon the banks of navigable rivers to lease parts of their public landings or levees."

House bill, No. 832, for "An act to amend section 6, of article 6, of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 16, A. D. 1872, in force July 1. A. D. 1872."

House bill, No. 766, for "An act making an appropriation for the payment to the widow of the late Rev. Nehemiah Pierce, official delegate of the State of Illinois to the "International Prison Congress," held in London July, 1872, for the preparation of his report made to the Governor, as required by joint resolution of the General Assembly."

Mr. Shaw submitted the following resolution :

*Resolved*, That the use of this Hall be granted to-morrow (Thursday evening) to the friends of temperance, in this city, for the purpose of holding a second public meeting to promote the cause of temperance.

Which was adopted.

On motion of Mr. Rogers,

At 5:30 o'clock P. M., the House adjourned to 10 A. M. to-morrow.

THURSDAY, MARCH 12, 1874.

The House met, at the regular hour.

Prayer by Rev. Mr. Waldo.

The journal of yesterday was being read, when,

On motion of Mr. Rountree,

The further reading of the same was dispensed with.

Mr. Rountree (by consent) presented a petition from bankers and other citizens of Cook county, in relation to making certain days therein named State holidays; which was referred to the committee on banks and banking.

Mr. Snow (by consent), from the committee on education, to which was referred Senate bill, No. 368, for "An act to amend an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, and the amendments adopted.

Mr. Ray moved to refer the bill to the committee on elections; which was not agreed to.

Mr. Savage submitted the following amendment:

Amend section 34 by striking out all after the word "superintendent," in the 8th and 10th lines, and insert "in proportion to the number of children under twenty-one years of age in each district or fractional district."

Which was adopted.

Mr. Savage moved to reconsider the vote by which the amendment to strike out of line 6, section 43, the word "one," and insert the word "two," was adopted; which was agreed to, yeas 77, nays 30—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Ballow, Blakely, Bradwell, Branson, Bryant, Casey, Carpenter, Chambers, Condon, Connolly, Cronkrite, Darnell, Davis, Dewey, Dolan, Dunham, Easley, Efner, Flanders, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hart, Henry, Herrington, Hertling, Hite of St. Clair, Hildrup, Hollenback, Jaquess, Jackson, Kamm, Kase, Lane of Hancock, Lemma, Lietze, Mann, Marsh, Massie, McLaughlin, McPherran, Meacham, Moore of Adams, Moose, Morrison, Newton, Oakwood, Oberly, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Rankin, Ray, Rogers, Savage, Sawyer, Scott, Smith, Streator, Thomas, Thornton, Walker, Webber, Weinheimer, Wicker, Wood—77

Those voting in the negative are,

Messrs. Alexander of Montgomery, Boock, Bullard, Cullerton, Dement, Dolton, Ewing, Ferrier, Hawes, Hopkins, Johnston, Jones, Middlecoff, Mitchell, Race, Ramey, Rice, Scanlan, Shaw, Sheridan, Soule, Starr, Stewart of Winnebago, Taggart, Warner, Wayman, Westfall, Wymore, Mr. Speaker—30.

So the motion to reconsider was agreed to.

The question again being on the adoption of the amendment, it was decided in the negative—yeas 38, nays 75—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Boock, Bradwell, Bullard, Carpenter, Chambers, Collins, Cullerton, Dement, Dolton, Ewing, Ferrier, Hopkins, Johnston, Jones, Kann, Mitchell, Moose, Mulvane, Peltzer, Quinn, Ramey, Ray, Rice, Sawyer, Scanlan, Shaw, Sheridan, Snow, Starr, Stewart of Winnebago, Taggart, Truitt, Wayman, Webster, Weinheimer, Westfall, Wymore—38.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Ballow, Blakely, Branson, Bryant, Casey, Condon, Connolly, Cronkrite, Darnell, Davis, Dewey, Dolan, Dunham, Easley, Efner,

Flanders, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hart, Hawes, Henry, Herrington, Horting, Hite of Madison, Hildrup, Holles, Hollenback, Jaques, Jackson, Kase, Lane of Hancock, Lemma, Lietze, Maun, Marsh, Massie, McLaughlin, McPherran, Meacham, Middlecott, Moore of Adams, Morrison, Oakwood, Oberly, Oleson, Orendorf, Penfield, Pinell, Plowman, Pollock, Pyatt, Rankin, Rogers, Savage, Scott, Smith, Soule, Streeter, Thomas, Walker, Warner, Webber, Wicker, Wood, Mr. Speaker—75.

So the amendment was not adopted.

Leave of absence was granted to Mr. Grey.

Mr. Wood submitted the following amendment:

Strike out in line 5, section 43, the words "levy a tax annually on all taxable property of the district not to exceed one per cent. for educational and two per cent. for building purposes," and insert in lieu thereof the words "to annually certify to the county clerk under the 122d section of the revenue law sums which will produce an amount not exceeding one per cent. on all taxable property of the district for educational and two per cent. for building purposes."

Which was adopted.

The bill was then ordered to a third reading.

Mr. Cronkrite (by consent) introduced House bill, No. 886, for "An act to amend section 9 of an act entitled 'an act concerning bastardy,' approved April 3, 1872."

Which was referred to the committee on judiciary.

On motion of Mr. Hart,

The consideration of the bills in relation to State institutions, which were the special order for this morning, was postponed and made the special order for to-morrow after reading the journal.

The House resumed the unfinished business of yesterday, being the consideration of the amendment to the amendment, submitted by Mr. Johnston, to House bill, No. 874, for "An act to amend sections 3, 32, 33, 43, 53, 86, 97, 106, 107, 178, 192, 227 and 229, and to repeal sections 27, 28, 29 and 108 of 'an act for the assessment of property and for the levy and collection of taxes,' approved March 30th, 1872, amended May 3d, 1874."

Mr. Rogers moved to lay the bill and pending amendments on the table; which was not agreed to.

Mr. Rountree (by consent) withdrew the amendment to the amendment.

Mr. Johnston (by consent) withdrew the amendment submitted by him.

Mr. Graham submitted the following amendment:

Strike out all after the enacting clause down to the words, "That sections 53 be amended, etc.," on 2d page of the printed bill.

Mr. Connolly submitted the following substitute for the amendment: Strike out all after the enacting clause down to the words, "That section 53 be amended so as to read as follows," where they occur on page 2 of printed bill. Also, strike out the words and figures, "one hundred and eight (108)," on last page of printed bill.

Which was not adopted.

The question recurring on the adoption of the amendment, it was decided in the negative.

Mr. McPherran submitted the following amendment:

Insert after the word "association," in the 13th line of section 1, the following: "The capital stock of railroad and telegraph companies now or hereafter created under the laws of this State, shall be so valued by the State Board of Equalization, as to ascertain and determine, respectively, the fair cash value of such capital stock, including the franchise, over and above the assessed value of the tangible property of

such companies. Said board shall adopt such rules and principles for ascertaining the fair cash value of such capital stock as to it may seem equitable and just; and such rules and principles, when so adopted, if not inconsistent with this act, shall be as binding and of the same effect as if contained in this act, subject, however, to such change, alteration or amendment as may be found, from time to time, to be necessary, by said board."

On motion of Mr. Jones,  
At 12:20 o'clock P. M. the House adjourned to 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Bullard (by consent) presented petitions from citizens of Livingston and Marshall counties, asking that the railroad law be modified or repealed; which were referred to the committee on railroads.

Mr. Davis (by consent) presented a petition from citizens of Piatt county, asking for a law fixing uniformity in text books for common schools and to repeal the law in relation to the office of county superintendent of schools; which was referred to the committee on education.

Mr. Hildrup (by consent), from the committee on railroads, to which was referred House bill, No. 883, for "An act regulating the issues of railroad stocks and bonds," reported the same back, and recommended that the bill be printed.

The report of the committee was concurred in, and the bill ordered printed.

Mr. Hildrup (by consent), from the committee on railroads, to which was referred House bill, No. 884, for "An act to prevent extortion and unjust discrimination in the rates charged for the transportation of freight cars on railroads in this state, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto, and to encourage competition in freighting," reported the same back, and recommended that it be printed.

The report of the committee was concurred in, and the bill ordered printed.

Mr. Hildrup (by consent), from the committee on railroads, to which was referred House bill, No. 875, for "An act for the protection of persons purchasing transportation tickets for passage on railway and steam navigation lines," reported the same back and recommended that the bill do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Sheridan (by consent), from the committee on militia, to which was referred House bill, No. 811, for "An act for the relief of John H. Goldsmith," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, and the bill read a first time and referred to the committee on appropriations.

Mr. Wicker (by consent), from the committee on canal and river improvements, to which was referred a claim of Nicholson and Bruce for an appropriation of \$4,084 14, for damage occasioned by building the dam in the Illinois river at Henry, reported the same back adversely to the claim.

On motion of Mr. Efner,

The rules were suspended to permit Mr. Mann to submit the following report:

HON. S. M. CULLOM,

*Speaker of the House of Representatives :*

SIR—I am instructed by the committee on insurance, to which was referred Senate bill, No. 507, for "An act to amend an act entitled 'an act to incorporate and govern fire, marine and inland navigation insurance companies doing business in the State of Illinois,' to report that they have had the same under consideration, and propose certain amendments in which they ask the concurrence of the House, and recommend the passage of the bill as amended.

The report of the committee was received, and,

On motion of Mr. Cronkite,

The bill and the amendments were referred to the committee on judiciary.

The House resumed the unfinished business of this morning, being the consideration of the amendment submitted by Mr. McPherran to line 13, section 1, House bill, No. 874.

The question being on the adoption of the amendment, it was decided in the affirmative.

Mr. Peltzer submitted the following amendment :

Amend section 229, House bill, No. 874, by substituting the following:

"§ 229. The amount due on lands and lots previously forfeited to the State and remaining unpaid five years from the time of the tax sale at which such lands and lots were forfeited to the State, shall be sold for the amount of taxes, special assessments, penalties, interest and printers' fees accrued and due thereon. The county clerk shall deliver to the county collector a list of all the lands and lots forfeited, on which the taxes, special assessments, penalties, interest and printers' fees, remain due and unpaid, describing the same and giving the amount of each kind of tax, special assessment, penalty, interest and printers' fees due thereon, respectively, which list shall be certified to by the county clerk, and which shall be the process of sale on which such real estate shall be sold. The county collector, when he shall receive said list, shall at once proceed to advertise said list in a newspaper published in his county, if any such there be, and if there be no such paper printed in his county, then in the nearest newspaper in this State to the county seat of such county. Said advertisement shall be once published at least three weeks previous to the day of the commencement of such sale, and shall contain a list of the lands and lots upon which the taxes, special assessments, penalties and printers' fees remain due and unpaid, and said collector shall give notice on what day such sale will commence. All provisions of law shall apply to such sale as in other cases of tax sale, except as otherwise provided in this section."

Mr. Plowman submitted the following substitute for the amendment :

Strike out section 229, and insert the following :

"§ 229. The amount due on lands and lots previously forfeited to the State, and remaining unpaid on the first day of November, shall be added to the tax of the current year, and the amount thereof shall be reported against the county collector with the amount of taxes for said year; and the amount so charged shall be placed on the tax books, collected and paid over in like manner as other taxes. The county collector is hereby authorized to advertise and sell said property in the manner hereinbefore required by this act, as if said property had never



been forfeited to the State. Said additions and sales shall be continued from year to year until the taxes on said property are paid, by sale or otherwise: *Provided*, that at the regular sale in the year A. D. 1875, and every five years thereafter, all the property previously forfeited, and remaining unredeemed, shall be sold to the highest bidder, but not for a greater sum than is due thereon, including interest and costs, and the former sales of such property as will not sell shall be canceled: *Provided*, that if any person shall offer to pay the taxes, interest and costs due on forfeited property, for a less quantity than the whole tract or lot, then such property shall be sold to the person offering to pay the amount due thereon for the least quantity or part thereof."

Which was not adopted.

The question recurring on the adoption of the amendment, it was decided in the negative.

Mr. Cronkrite moved to order the bill to a third reading; which was not agreed to.

Mr. Oberly submitted the following amendment:

Insert after the word "annually," in line 3, section 97, of law proposed to be amended, the words "which meeting may adjourn from day to day till the board has finished the hearing of all cases presented to it."

Which was adopted.

Mr. Ray submitted the following amendment:

Strike out "twenty-seven (27), twenty-eight (28), twenty-nine (29)," in the last paragraph of the bill.

Mr. Lane of Hancock submitted the following substitute for the amendment:

Strike out all after line 17, on page 1, to the end of line 17, on page 2; and strike out all after line 6, in the amended section 43, to the end of line 17, on page 3; and strike out the repealing clause, except as to section 108.

Mr. Massie moved to lay the amendment and the substitute for the amendment on the table; which was not agreed to, yeas 53, nays 57—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Balow, Blakely, Bocock, Casey, Carpenter, Collins, Darnell, Dewey, Dolton, Dunham, Efner, Ewing, Freeman, Golden, Gridley, Griffith, Hart, Henry, Herrington, Jaquess, Johnston, Kase, Lietze, Mann, Massie, McGee, McLaughlin, McPherran, Mencham, Mitchell, Morrison, Oakwood, Oberly, Peitzer, Pyatt, Ramey, Rankin, Rice, Scott, Soule, Stewart of Winnebago, Streeter, Thomas, Thornton, Truitt, Walker, Webster, Weinheimer, Wood, Wymore—53.

Those voting in the negative are,

Messrs. Bradwell, Branson, Bryant, Bullard, Condon, Connolly, Cronkrite, Cullerton, Davis, Dement, Easley, Ferrier, Flanders, Gordon, Graham, Granger, Grant, Hite of Madison, Hite of St. Clair, Hildrup, Holles, Hollenback, Hopkins, Jackson, Jones, Kann, Lane of Hancock, Lane of DeWitt, Lewis, Marsh, Middlecoff, Moore of Adams, Moose, Moffett, Mulvano, Neville, Newton, Nulton, Pinell, Plowman, Pollock, Race, Ray, Rogers, Rountree, Savage, Sawyer, Scanlan, Shaw, Sheridan, Smith, Snow, Taggart, Warner, Webber, Wicker, Mr. Speaker—57.

So the motion to lay on the table was not agreed to.

The question being on the adoption of the substitute,

Mr. Efner called for a division of the subject.

The division being made, and the question then being on the adoption of all the substitute, except the part relating to striking out the repealing clause, it was decided in the negative, yeas 40, nays 68—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Connolly, Cronkrite, Darnell, Davis, Dement, Easley, Ferrier, Freeman, Gordon, Graham, Granger, Grant, Holles, Hopkins, Johnston, Kann, Kase, Lane of Hancock, Lane of DeWitt, Marsh,

McLaughlin, Middlecoff, Moore of Adams, Moose, Moffett, Mulvane, Neville, Oleson, Pollock, Ray, Savage, Scanlan, Sheridan, Snow, Taggart, Thornton, Walker, Warner, Wicker—40.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Blakely, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Collins, Condon, Cullerton, Dewey, Dunham, Eflner, Ewing, Flanders, Golden, Gridley, Griffith, Hart, Herrington, Herting, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Jaquess, Jackson, Jones, Lewis, Lietze, Mann, Massee, McGee, McPherran, Meacham, Mitchell, Morrison, Newton, Nulton, Oakwood, Oberly, Plowman, Pyatt, Quinn, Ramey, Rankin, Rice, Rogers, Sawyer, Scott, Shaw, Smith, Soule, Stewart of Winnebago, Streeter, Thomas, Truitt, Wayman, Webber, Webster, Weinheimer, Wood, Wymore, Mr. Speaker—68.

So the first part of the substitute was not adopted.

The question then being on the adoption of the second part of the substitute, relating to striking out the repealing clause, except as to section 108, it was decided in the affirmative, yeas 62, nays 48—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Bradwell, Branson, Bryant, Bullard, Chambers, Condon, Cromkite, Cullerton, Davis, Dement, Easley, Ferrier, Freeman, Gurion, Graham, Granger, Grant, Herting, Hite of Madison, Hoiles, Hollenback, Hopkins, Jones, Kann, Lane of Hancock, Lane of DeWitt, Leuma, Lewis, Marsh, Middlecoff, Moore of Adams, Moose, Moffett, Mulvane, Oberly, Oleson, Poltzer, Pinnell, Plowman, Pollock, Quinn, Ramey, Ray, Rogers, Rountree, Savage, Sawyer, Scanlan, Shaw, Sheridan, Smith, Snow, Taggart, Thomas, Truitt, Wayman, Webber, Weinheimer, Wicker, Wood, Mr. Speaker—62.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Blakely, Casey, Carpenter, Collins, Connolly, Darnell, Dewey, Dolton, Dunham, Eflner, Ewing, Golden, Gridley, Griffith, Hart, Henry, Herrington, Hite of St. Clair, Hildrup, Jaquess, Jackson, Johnston, Kase, Lietze, Mann, Massee, McGee, Meacham, Mitchell, Morrison, Neville, Newton, Nulton, Oakwood, Pyatt, Rankin, Rice, Soule, Stewart of Winnebago, Streeter, Walker, Warner, Webster, Wymore—46.

So the second part of the substitute was adopted.

Mr. Plowman submitted the following amendment:

Strike out section 43.

Mr. Morrison submitted the following amendment:

Amend section 43, page 2, by inserting after the words "railroad track," the following: "together with all other real estate of every kind and description."

Which was adopted.

The question then being on the adoption of the amendment to strike out section 43, it was decided in the negative.

Mr. Jaquess submitted the following amendment:

That section 155 be so amended as to read as follows:

"§ 155. Every town collector, upon receiving the tax book or books, shall proceed to collect the taxes therein mentioned, and for that purpose shall call at least once on the person taxed, or at his place of residence or business, if in the town of such collector, and shall demand payment of the taxes charged to him on his property: *Provided*, that in counties not under township organization, it shall be the duty of the county collector to give notice, in a newspaper published in the county, if any such newspaper there be, stating when and where he will attend in each precinct, for the purpose of receiving taxes, not less than one day nor more than three days in each precinct; and also by causing written or printed notices to be posted in three of the most public places in each precinct, stating the time when, and the place where, he will be in such precinct, for the purpose of collecting taxes therein; which said notices shall be published or posted at least ten days before the time fixed for the collection of such taxes, and said notices shall be deemed a sufficient demand for said taxes."

Which was adopted.

Mr. Massie submitted the following amendment:

Amend section 27, as follows:

"§ 27. In making up the amount of credits which any person is required to list for himself, or for any other person, company or corporation, he shall be entitled to deduct from the gross amount of credits the amount of all *bona fide* debts owing by such person, company or corporation, for lands or personal property of any and all kinds, and every person listing property shall be allowed deductions for *bona fide* indebtedness, whether they have credits or not."

Which was adopted.

Mr. Rountree moved to reconsider the vote by which the amendment submitted by Mr. Morrison to section 43, was adopted; which was not agreed to, yeas 51, nays 61—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of LaSalle, Bradwell, Bryant, Carpenter, Chambers, Condon, Cronkrite, Cullerton, Davis, Dolton, Ewing, Ferrier, Gordon, Graham, Granger, Grant, Gridley, Hart, Henry, Herting, Hite of St. Clair, Hildrup, Hopkins, Jaquess, Jones, Lane of Hancock, Lane of DeWitt, Lemma, Mann, Massie, McLaughlin, McPherran, Moore of Adams, Oberly, Oleson, Peltzer, Plowman, Quinn, Ray, Rice, Rogers, Rountree, Savage, Scanlan, Soule, Starr, Wayman, Weinheimer, Wicker, Mr. Speaker—51.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Ballow, Blakely, Bocock, Branson, Bullard, Casey, Collins, Connolly, Darnell, Dement, Dewey, Dolan, Dunham, Easley, Efner, Flanders, Freeman, Griffith, Herrington, Hite of Madison, Holles, Hollenback, Jackson, Johnston, Kase, Lewis, Lietze, Marsh, McGee, Meacham, Middlecoff, Moose, Morrison, Moffett, Mulvane, Newton, Nulton, Oakwood, Penfield, Pollock, Race, Ramey, Rankin, Sawyer, Scott, Sheridan, Smith, Snow, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Truitt, Walker, Warner, Webber, Wood, Wymore—61.

So the motion to reconsider was not agreed to.

Mr. Bradwell moved to lay the bill and amendments on the table; which was not agreed to, yeas 37, nays 71—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Blakely, Bradwell, Bryant, Casey, Chambers, Condon, Cullerton, Davis, Dement, Dolan, Dolton, Easley, Ewing, Herting, Hite of St. Clair, Holles, Kann, Kase, Lemma, Lietze, McLaughlin, Peltzer, Quinn, Rankin, Rice, Rogers, Rountree, Snow, Starr, Thomas, Walker, Weinheimer, Wicker, Wood—37.

Those voting in the negative are,

Messrs. Alexander of Crawford, Armstrong of LaSalle, Ballow, Bocock, Branson, Bullard, Carpenter, Collins, Connolly, Cronkrite, Darnell, Dewey, Dunham, Efner, Flanders, Freeman, Gordon, Graham, Granger, Grant, Gridley, Hart, Henry, Herrington, Hildrup, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massie, McGee, McPherran, Meacham, Middlecoff, Moore of Adams, Moose, Morrison, Mulvane, Newton, Nulton, Oakwood, Oberly, Penfield, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Ray, Savage, Sawyer, Scott, Sheridan, Smith, Soule, Stewart of Winnebago, Streeter, Taggart, Thornton, Truitt, Wayman, Webber, Wymore—71.

So the motion to lay on the table was not agreed to.

On motion of Mr. Johnston,

The bill was referred to the committee on revenue.

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 576, for "An act to amend sections 59 and 62 of 'an act in regard to roads and bridges, in counties under township organization,' approved April 11, 1873."

Senate bill, No. 489, for "An act in relation to the office of chancellor in universities of learning."

In the passage of which I am instructed to ask the concurrence of the House of Representatives,

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of their amendments to bills of the following titles, to-wit:

Senate bill, No. 456, for "An act to revise the law in relation to injunctions."

Senate bill, No. 359, for "An act to revise the law in regard to essays."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has refused to concurred with them in the adoption of their amendments to a bill of following title, to-wit:

Senate bill, No. 477, for "An act to revise the law in relation to toll bridges."

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and, on March 12, 1874, laid before the Governor for his approval, viz:

Senate bill, No. 460, for "An act to revise the law in relation to ne exeat."

Senate bill, No. 462, for "An act to revise the law in relation to oil inspection."

Mr. Collins, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and, on the 12th day of March, 1874, laid before the Governor for his approval, viz:

House bill, No. 859, for "An act to amend section fourteen (14) of an act entitled 'an act concerning jurors, and to repeal certain acts herein named,' approved February 11, 1874."

Mr. Collins, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and, on March 12, 1874, laid before the Governor for his approval, viz:

House bill, No. 522, for "An act to repeal an act entitled 'an act to establish a board of fire engineers and to reorganize the fire department in the city of Quincy,' approved February 16, 1865, and an act entitled 'an act to amend an act entitled an act to establish a board of fire engineers and to reorganize the fire department in the city of Quincy, Illinois,' approved February 18, 1867."

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

Senate bill, No. 460, for "An act to revise the law in relation to ne exeat."

Senate bill, No. 462, for "An act to revise the law in relation to oil inspection."

House bill, No. 859, for "An act to amend section fourteen (14) of an act entitled 'an act concerning jurors, and to repeal certain acts herein named,' approved February 11, 1874."

Mr. Jones (by consent) submitted the following resolution:

WHEREAS, this House has learned with deep sorrow and regret of the death of the Hon. Charles Sumner, United States Senator from Massachusetts, at his home in Washington, on the 11th inst.; and whereas, the members of this body are not unmindful of the high position he held in the councils of the nation, his eminent ability, his purity of character, his true patriotism, and the great service he has rendered his country; therefore,

*Resolved*, That in recognition of his constant devotion to the cause of freedom and human rights, in his long and faithful public service, in honor of his great achievements, as a mark of respect due his memory by the whole people of our country, as an expression of sympathy by the People of the State of Illinois to the People of Massachusetts, in the loss of their greatest statesman and most honored citizen, this House do now adjourn.

Which was adopted; and

At 5:05 o'clock P. M. the House adjourned.

FRIDAY, MARCH 13, 1874.

The House met at the regular hour.

The journal of yesterday was being read, when,

On motion of Mr. Kase,

The further reading of the same was dispensed with.

Leave of absence was granted Mr. Halpin.

The special order for this hour, being the consideration of House bill, No. 881, for "An act to prevent the further registration of railroad aid bonds," and the pending amendment thereto, was taken up.

The question being on the adoption of the amendment, it was decided in the negative—yeas 51, nays 58—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Ballow, Blakely, Branson, Casey, Connolly, Darnell, Dement, Dewey, Dresser, Efner, Ewing, Freeman, Golden, Grant, Griffith, Henry, Holmes, Hopkins, Jaquess, Jones, Lane of DeWitt, Lewis, Marsh, McGee, Meacham, Middlecott, Mitchell, Moore of Adams, Moose, Moffett, Mulvane, Newton, Nulton, Oakwood, Oberly, Penfield, Pinnell, Plowman, Race, Rankin, Rogers, Scott, Smith, Snow, Thornton, Warner, Wood, Wymore, Mr. Speaker—51.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Bocock, Bradwell, Bryant, Bullard, Carpenter, Chambers, Collins, Condon, Cronkite, Cullerton, Davis, Dolan, Dolton, Dunham, Ferrier, Flanders, Gordon, Graham, Granger, Gridley, Hart, Herrington, Hite of Madison, Hite of St. Clair, Hollenback, Jackson, Johnston, Kann, Kase, Lane of Hancock, Mann, McLaughlin, Morrison, Peltzer, Pollock, Quinn, Ramey, Ray, Rice, Rountree, Savage, Scanlan, Senne, Shaw, Sheridan, Soule, Starr, Stewart of Winnebago, Streeter, Taggart, Thomas, Truitt, Warner, Wayman, Webber, Webster, Weinheimer, Wicker—58.

So the amendment was not adopted.

Mr. Lane of Hancock moved to lay the bill on the table; which was agreed to, yeas 59, nays 55—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Blakely, Bocock, Branson, Bryant, Casey, Collins, Connolly, Darnell, Davis, Dewey, Dolan, Dresser, Ewing, Freeman, Golden, Grant, Henry, Holmes, Jaquess, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Marsh, McGee, Meacham, Middlecott, Mitchell, Moore of Adams, Moose, Moffett, Mulvane, Newton, Nulton, Oakwood, Oberly, Penfield, Pinnell, Pyatt, Race, Ramey, Rice, Rogers, Scott, Sheridan, Smith, Snow, Thornton, Truitt, Walker, Webber, Weinheimer, Westfall, Wood, Wymore—59.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Bradwell, Bullard, Carpenter, Chambers, Condon, Cronkite, Cullerton, Dement, Dolton, Dunham, Efner, Ferrier, Flanders, Gordon, Graham, Granger, Gridley, Griffith, Hart, Herrington, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Jackson, Johnston, Jones, Kann, Mann, McLaughlin, Morrison, Peltzer, Plowman, Pollock, Quinn, Rankin, Ray, Rountree, Savage, Scanlan, Senne, Shaw, Soule, Starr, Stewart of Winnebago, Streeter, Taggart, Thomas, Warner, Wayman, Webster, Wicker, Mr. Speaker—55.

So the bill was laid on the table.

The special order for this hour, being the consideration of House bill, 787, for "An act to provide for the election of a State Board of Charities, and to regulate and define their duties," was taken up.

Mr. Hart submitted the following amendment:

Amend section 1 by adding the following: "The votes of each district shall be canvassed and commission issued in the same manner as is now provided by law for the election of judges of the supreme court."

Mr. Jones submitted the following substitute for the amendment :

§ 1. Strike out all after "1874," in 4th line, and add : "The votes for such State commissioners shall be returned and canvassed the same as those for other State officers."

Mr. Chambers submitted the following substitute for the substitute and amendment :

Strike all after section 2 and all of section 1 from "1874," in the 4th line, and add to "1874," in line 4, of section 1, the words, "and every four years thereafter."

On motion of Mr. Scanlan,

The Senate message refusing to concur in House amendments to Senate bill, No. 403, for "An act to revise the law in relation to liens," was taken up.

And the question being, "Shall the House recede from its amendments to said bill?" it was decided in the negative, yeas 1, nays 79—the yeas and nays being demanded by five members.

Mr. Alexander of Montgomery voted in the affirmative.

Those voting in the negative are,

Messrs. Ballow, Barkley, Blakely, Bradwell, Branson, Bryant, Casey, Carpenter, Chambers, Collins, Condon, Connolly, Cullerton, Darnell, Davis, Dement, Dolan, Dolton, Easley, Efner, Ewing, Flanders, Gordon, Graham, Gridley, Hart, Henry, Herrington, Hite of Madison, Hite of St. Clair, Hoiles, Hollenback, Hopkins, Jaquess, Johnston, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Marsh, McLaughlin, McPhorran, Mitchell, Moore of Adams, Moose, Morrison, Newton, Nulton, Oakwood, Oberly, Peltzer, Penfield, Pinnell, Pollock, Pyatt, Race, Ramey, Rice, Rogers, Rountree, Savage, Scanlan, Scott, Senne, Shaw, Sheridan, Soule, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Warner, Wayman, Webber, Webster, Weinheimer, Wymore, Mr. Speaker—79.

So the House refused to recede from its amendments to said bill.

Mr. Rountree moved that a committee of three be appointed on the part of the House, and that the Senate be requested to appoint a like committee, to constitute a committee of conference in relation to the difference between the Senate and House in relation to said bill ; which was agreed to.

Mr. Collins (by consent) presented a petition from citizens of Kankakee county, asking for a modification or repeal of the railroad law.

Which was referred to the committee on railroads.

Mr. Rountree (by consent) introduced House bill, No. 887, for "An act to amend section 15 of an act entitled 'an act to regulate public warehouses and the warehousing and inspection of grain, and to give effect to article 13 of the constitution of this State,' approved April 25, 1871."

Which was referred to the committee on inland commerce and warehouses.

On motion of Mr. Johnston,

At 12:25 o'clock P. M. the House adjourned to 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK, P. M.

The House met, pursuant to adjournment.

On motion of Mr. Hite of St. Clair,

The Senate amendments to House bill, No. 562, for "An act to enable towns and villages in this State having commons to dispose of the same," were taken up.

And the question being on concurring in the Senate amendments to said bill, it was decided in the affirmative—yeas 81, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Blakely, Boock, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Collins, Condon, Connolly, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dresser, Dunham, Easley, Efner, Ewing, Ferrier, Gordon, Grant, Gridley, Hart, Henry, Herting, Hite of Madison, Hite of St. Clair, Hoiles, Hollenback, Jaquess, Jackson, Johnston, Lane of Hancock, Lane of DeWitt, Mann, Marsh, McLaughlin, Middlecoff, Mulvane, Oberly, Oleson, Peltzer, Pinnell, Plowman, Pellock, Pyatt, Quinn, Race, Rankin, Rice, Rogers, Rountree, Savage, Scanlan, Scott, Shaw, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Thomas, Truitt, Walker, Warner, Wayman, Webber, Weinheimer, Westfall, Wood, Wymore, Mr. Speaker—81.

So the Senate amendments were concurred in.

By consent, the motion to reconsider the vote by which Senate bill, No. 478, for "An act to revise the law in relation to township insurance companies" was ordered to a third reading, was taken up and agreed to.

Mr. Rice submitted the following amendment to said bill:

Strike out of line 9, section 17, the words "five dollars, and one dollar for the certificate," and insert in line 8, after "examination," the words "and certificate," and after "pay," in line 9, add "one dollar."

Which was adopted.

The bill was then ordered to a third reading.

Mr. Middlecoff (by consent) presented a petition from citizens of Ford county, asking for a modification of the railroad law.

Which was referred to the committee on railroads.

Mr. Ewing (by consent) presented a petition from citizens of Douglas county, asking for a modification or repeal of the railroad law.

Which was referred to the committee on railroads.

The House resumed the unfinished business of this morning, being the consideration of the substitute submitted by Mr. Jones for the amendment submitted by Mr. Hart to House bill No. 787.

The question then being on the adoption of the substitute for the amendment, it was decided in the negative.

The question then being on the adoption of the amendment submitted by Mr. Hart, it was decided in the affirmative.

The question then being on the adoption of the substitute for the substitute amendment, it was decided in the negative.

Mr. Hart submitted the following amendment:

Amend by striking out of the 6th line, section 1, the words, "to and including," and insert the words "from the first to," and insert after the word "district," where it first occurs in said line 6, the words "both inclusive."

Which was adopted.

Mr. Hart moved to fill the blank in section 4 by inserting "\$2,500;" which was not agreed to.

Mr. Collins moved to fill the blank in section 4 by inserting "\$2,000;" which was agreed to.

Mr. Hart submitted the following amendment:

After the word "commissioner," in line 1, section 7, insert "shall appoint for each of said institutions a superintendent and."

Which was adopted.

Mr. Granger submitted the following amendment:

Strike out of section 7, line 8, the word and figure "four (4)," and insert the word and figure "three (3)."

Which was adopted.

Mr. Quinn submitted the following amendment:

Strike out of line 1, section 7, the words "appointed by them."

Which was adopted.

Mr. McPherran submitted the following amendment:

Strike out of line 7, section 7, the word "such," and insert in lieu thereof the word "the," and strike out all after the word "Governor" in line 8.

Which was not adopted.

Mr. Rountree submitted the following amendment:

After the word "bidder," in line 5, section 8, insert "but said commissioners shall have power to reject any or all bids when in their discretion they deem proper, and re-advertise for bids."

Which was adopted.

Mr. Rountree submitted the following amendment:

Insert after the word "bond," in section 11, line 2, the words "to the People of the State of Illinois."

Which was adopted.

Mr. Condon submitted the following amendment:

Strike out all after the word "require," in line 3, section 15.

Which was not adopted.

Mr. Hart submitted the following amendment:

Insert in line 2, section 8, after the word "all," the words "contract for furnishing."

Which was adopted.

Mr. Savage submitted the following amendment:

Strike out of section 17 "\$3,500" and insert "\$2,500."

Which was not adopted.

Mr. Rountree submitted the following amendment:

Strike out the words "said commissioners," in line 3, section 15, and insert "each member of said committee."

Which was adopted.

Mr. Hart submitted the following substitute for section 21:

"So much of the laws now in force relating to the appointment of trustees for the institutions named in this bill are hereby repealed."

Which was adopted.

Mr. Hart submitted the following amendment:

Strike out section 21 and insert: "§ 21. So much of the laws now in force relating to the appointment of trustees for the institutions named in this bill are hereby repealed."

Which was adopted.

Mr. Shaw submitted the following amendment:

Strike out all after the enacting clause, and insert the following: "At the general election in November, 1874, and every four years thereafter, shall be elected a supervisor of State institutions, who shall be commissioned by the Governor, and shall hold his office for four years, and until his successor is elected and qualified. The votes for such supervisor shall be returned and canvassed the same as those for other State officers.

"§ 2. Such supervisor shall, before entering upon the duties of his office, take and subscribe, and file with the Secretary of State, the following oath:

I do solemnly swear (or affirm, as the case may be,) that I will support the constitution of the United States and the constitution of the State of Illinois, and that I will faithfully discharge the duties of the office of supervisor of State institutions, according to the best of my ability.

"§ 3. He shall also, before entering upon his duties, give bond, with two or more sufficient sureties, to be approved by the Governor, in the penal sum of fifty thousand dollars—which bond shall be substantially in the following form, and shall be filed with the Secretary of State:



Know all men by these presents, that we (A B.) principal, and (C D) and (E F.) sureties, of ..... county, and State of Illinois, are held and firmly bound to the people of the State of Illinois, in the penal sum of fifty thousand dollars, for the payment of which, well and truly to be made, we bind ourselves, each of us, our heirs, executors and administrators, firmly by these presents. Signed with our hands and sealed with our seals.

Dated ..... the .... day of ....., 18...

The condition of the above bond is such, that if the above bounden (A B) shall perform all the duties which are or may be required by law to be performed by him as supervisor of State institutions, in the time and manner prescribed or to be prescribed by law, and when he shall be succeeded in office shall surrender and deliver over to his successor in office all books, papers, moneys and other things belonging to said office, then the above bond to be void : otherwise to remain in full force.

Signed, sealed and delivered in presence of (G H.)

A B, [Seal.]  
C D, [Seal.]  
E F, [Seal.]

"§ 4. Such supervisor shall have his office in the city of Springfield, and may employ a clerk, at a salary not exceeding .... dollars per annum.

"§ 5. He shall have general supervision of all educational, charitable and reformatory institutions belonging to this State (not including the penitentiary). And it shall be his duty to attend to the meetings of the boards of trustees of the said several institutions, whenever it is practicable; to establish a suitable and uniform system of accounts to be used in each of said institutions; to see that all appropriations and moneys of the several institutions are properly and economically expended for the purpose for which they were designed; and to examine and verify the quarterly settlements of accounts of the treasurer with the trustees of the several institutions.

"§ 6. He shall keep in his office an account with the several institutions, showing the amount of each appropriation to the same, and the date and amount of each sum drawn thereon, and the amount thereof expended, as shown by the quarterly settlements, and the amount remaining unexpended at the end of each quarter, and showing all such other matters as may be necessary to a complete exhibit of the financial condition of each institution at the end of each quarter.

"§ 7. The supervisor shall have free access to all the books, accounts and papers of said institutions, and to all buildings and grounds pertaining to the same, and may require of the trustees thereof, at any time, a statement or explanation, in writing, of any supposed irregularities in their books or accounts, contracts or other transactions; and where he shall discover or have reason to believe any unlawful action has been committed in such relation, he shall report the same to the governor, who may cause suit to be brought as provided by law.

"§ 8. He shall, also, at least once every two years, visit and examine into the condition of each of the county jails and county and city alms or poor houses, or other places where the insane may be confined, and shall have all power relative thereto which he has in the examination of the institutions mentioned in the preceding section.

"§ 9. On or before the fifteenth day of December preceding each regular session of the General Assembly, the said supervisor shall make report to the Governor of the condition of all the said institutions, accompanied by a general statement of the finances of each institution. He shall also accompany the same by such recommendations as to management, future appropriations, improvements, and other details, as he shall deem proper. And said report shall contain his estimates and recommendations of appropriations required for the following two years, estimating, in separate items, the amount required for ordinary expenses, the amount required for furniture, the amount required for repairs, the amount required for building, the amount for any other purpose; which shall be laid before the General Assembly by the Governor.

Mr. McPherran submitted the following amendment:

Strike out of line 7, section 7, the word "such," and insert in lieu thereof the word "the," and strike out all after the word "Governor" in line 8.

Which was not adopted.

Mr. Rountree submitted the following amendment:

After the word "bidder," in line 5, section 8, insert "but said commissioners shall have power to reject any or all bids when in their discretion they deem proper, and re-advertise for bids."

Which was adopted.

Mr. Rountree submitted the following amendment:

Insert after the word "bond," in section 11, line 2, the words "to the People of the State of Illinois."

Which was adopted.

Mr. Condon submitted the following amendment:

Strike out all after the word "require," in line 3, section 15.

Which was not adopted.

Mr. Hart submitted the following amendment:

Insert in line 2, section 8, after the word "all," the words "contract for furnishing."

Which was adopted.

Mr. Savage submitted the following amendment:

Strike out of section 17 "\$3,500" and insert "\$2,500."

Which was not adopted.

Mr. Rountree submitted the following amendment:

Strike out the words "said commissioners," in line 3, section 15, and insert "each member of said committee."

Which was adopted.

Mr. Hart submitted the following substitute for section 21:

"So much of the laws now in force relating to the appointment of trustees for the institutions named in this bill are hereby repealed."

Which was adopted.

Mr. Hart submitted the following amendment:

Strike out section 21 and insert: "§ 21. So much of the laws now in force relating to the appointment of trustees for the institutions named in this bill are hereby repealed."

Which was adopted.

Mr. Shaw submitted the following amendment:

Strike out all after the enacting clause, and insert the following: "At the general election in November, 1874, and every four years thereafter, shall be elected a supervisor of State institutions, who shall be commissioned by the Governor, and shall hold office for four years and until his successor is elected and qualified. He shall receive no salary and until his successor is elected and qualified. His votes for State officers shall be returned and carried with those of the State officers."

"§ 2. Such supervisor shall, before entering upon the duties of his office, take and subscribe, and file with the Governor the following oath:

"I do solemnly swear (or affirm) that I will faithfully execute the laws of the State and the constitution of the State of Illinois, and that I will support the office of supervisor of State institutions, and that I will not receive any salary or compensation from any source."

"§ 3. He shall also, before entering upon the duties of his office, give and subscribe, and file with the Governor the following oath: "I do solemnly swear (or affirm) that I will faithfully execute the laws of the State and the constitution of the State of Illinois, and that I will support the office of supervisor of State institutions, and that I will not receive any salary or compensation from any source."



"§ 10. The salary of the said supervisor shall be three thousand dollars per annum, with an allowance of fifteen hundred dollars for stationery, traveling and incidental expenses.

"§ 10½. It shall be the duty of said commissioners to provide for the wants of said institutions; but all articles such as flour, grain, fuel, provisions and such other articles necessary for such institutions, and all contracts exceeding three hundred dollars (\$300) for repairs or improvements for such institutions, which are now or hereafter may be allowed by law, shall be let to the lowest bidder. Said supervisor, before the letting of any such contract, shall cause notice to be given thereof, for three weeks previously, in some public newspaper printed and published at or adjacent to such institution, and in one of the most public Chicago newspapers; which notice shall contain the kind, quality and quantity of the articles required, the time or times and the place required for the delivery of the same, (and if for repairs or improvements, the nature and character of such repairs or improvements,) for which specifications shall be furnished. The bids for the same shall be sealed and shall be opened at a day to be named in said notice. Said supervisor shall also require of the person to whom such contract shall be let, that he give a good and sufficient bond, with three securities, in the name of the People of the State of Illinois, for the use of such commissioners, conditioned that he will faithfully carry out and perform the conditions of his contract.

#### GENERAL PROVISIONS IN REGARD TO THE STATE CHARITABLE INSTITUTIONS.

"§ 11. The Northern Illinois Hospital and Asylum for the Insane, at Elgin, in Kane county, shall be known as the Northern Illinois Hospital for the Insane; the Illinois State Hospital for the Insane, at Jacksonville, in Morgan county, shall be known as the Central Illinois Hospital for the Insane; the Southern Asylum for the Insane, at Anna, in Union county, shall be known as the Southern Illinois Hospital for the Insane; and the Normal University, at Normal, in McLean county, shall be known as the Northern Illinois Normal University.

"§ 12. The said hospitals for the insane, the Northern Illinois Normal University, the Southern Illinois Normal University, at Carbondale, in Jackson county, the Illinois Charitable Eye and Ear Infirmary, at Chicago, in Cook county, the Illinois Institution for the Education of the Blind, at Jacksonville, in Morgan county, the Illinois Institution for the Education of the Deaf and Dumb, at Jacksonville, in Morgan county, the Illinois Institution for the Education of Feeble-minded Children, at Jacksonville, in Morgan county, the Soldiers' Orphans' Home, at Normal, in McLean county, and the Illinois Industrial University, at Urbana, in Champaign county, shall each be managed by a board of three trustees, to be appointed by the Governor, by and with the advice and consent of the Senate, as follows: "During the session of the General Assembly in 1875, one trustee shall be appointed for each institution to serve for two years, one for four years, and one for six years, and every two years thereafter one trustee shall be appointed for each institution to hold his office for six years; and in every case a trustee shall hold his office until his successor is appointed and qualified.

"§ 13. No superintendent, regent, principal, or other employee of any of said institutions, shall be a trustee thereof,

"§ 14. Each trustee, before entering upon the duties of his office, shall take and subscribe the following oath, which shall be filed in the office of the Secretary of State :

I do solemnly swear (or affirm, as the case may be,) that I will support the constitution of the United States and the constitution of the State of Illinois, and that I will faithfully discharge the duties of the office of trustees of ..... according to the best of my ability.

"§ 15. The trustees of each of said institutions shall be a corporation for the purpose of taking and holding, to them and their successors in office in trust for the State, any grant or devise of lands and any donation or bequest of money or other personal property made for the use of the institution of which they are trustees, and for the purpose of managing, preserving, investing or otherwise using the same pursuant to the terms or true intent of the trust, and with all the powers necessary to carry said purposes into effect, and also to make all contracts that may be necessary in the execution of their office: *Provided*, they shall not have power to bind the State by any contract beyond the appropriations which may at the time have been made for the purposes expressed in the contract, nor to sell or convey any part of the real estate belonging to their respective institutions without the consent of the Legislature. But this provision shall not be construed to prevent the trustees of any of said institutions from releasing any mortgage or conveying any real estate which may be held by them as security for any money or upon any trust, the terms of which authorize such conveyance.

"§ 16. Each of said boards of trustees shall have charge of the general interests of the institution under their charge, and shall appoint such officers and agents as may be needed in the management thereof, define their duties and fix their compensation, and remove them when, in their judgment, the interests of their institution demand it, and shall make all necessary by-laws and regulations for its management.

"§ 17. They shall hold regular quarterly meetings at their institution at such times as they shall appoint, and called meetings at the request of any one of their number. A majority of the board shall constitute a quorum to do business. At each regular meeting they shall inspect the institution under their charge, and they or any one of them may visit and inspect the same at such other times as the board shall think best.

"§ 18. They shall appoint one of their number president, and some person not a member of their board, treasurer, who shall also act as secretary of the board.

"§ 19. The treasurer, before entering upon the duties of his office, shall give a bond payable to the People of the State of Illinois, in such an amount and with such sureties, not less than two, as shall be approved by the trustees and the governor, conditioned for the faithful performance of the duties of his office, which bond shall be filed in the office of the Secretary of State.

"§ 20. The books and papers of the treasurer shall be open at all times to the inspection of any of the trustees of his institution, State officers, members of the General Assembly and the supervisor of State institutions.

"§ 21. The treasurer shall receive all the moneys of the institution, whether from appropriations by the State or otherwise, and pay out the same only on proper vouchers, and shall keep an accurate itemized account thereof, showing, under appropriate heads, all receipts and disbursements, with the date when and the parties from or to whom

the same were received or paid, and the kind and cost of all articles purchased for the institution, and at each quarterly meeting of the board of trustees he shall make a full report of all moneys received and paid out, accompanying the same with a copy of his itemized account, and make settlement with the trustees. The trustees having examined such report and account and the balance in his hands, and found the same to be correct, shall indorse their approval thereon, and the same, with accompanying vouchers, shall be transmitted to the supervisor of State institutions, who, if he approve, shall deliver the same to the Governor; if he shall not approve he shall return the same to the trustees for correction. If the governor shall find such accounts to be correct he shall indorse his approval thereon and deliver the same to the Auditor of Public Accounts, who shall file and preserve the same in his office.

“§ 22. At the time of making said reports the trustees shall estimate and certify to the supervisor, and he to the Governor, the amount which will be required for the ordinary expenses of their institution for the succeeding quarter, in addition to any unexpended balance that may be in their hands for that purpose, which, if the Governor shall approve, he shall so indorse and deliver with said account and vouchers to the Auditor; and no portion of any appropriation for the ordinary expenses of said institutions shall be drawn from the State treasury unless the account for the preceding quarter and vouchers, as required by this act, have been filed with the Auditor, and no greater amount shall be paid than is shown by such estimate to be required for the succeeding quarter.

“§ 23. No portion of any appropriation for the erection of any building or the doing of any work shall be drawn from the State treasury in advance of the work done or materials furnished, and then only upon proper estimates thereof, approved by the supervisor and the Governor, and filed with the Auditor; and no portion of any appropriation for any other purpose shall be drawn from the State treasury before it shall be required for the purpose for which it is made, or without the certificate of the trustees that it is so required, approved by the supervisor and the Governor and filed with the Auditor. No appropriation which is or may be made for one purpose shall be drawn or used for any other purpose.

“§ 24. All moneys which have been heretofore or which may be hereafter appropriated to any of said institutions for any purpose, other than for ordinary expenses, and which remains in the hands of the trustees of such institutions, and not required for the purposes for which the same was appropriated, shall be paid into the State treasury immediately on the taking effect of this act.

“§ 25. On or before the first day of December preceding each regular session of the General Assembly, the trustees of each of the said institutions shall make out and transmit to the supervisor, and he, if he shall approve the same, shall deliver the same to the Governor, a full and detailed report, showing the number of patients or pupils, as the case may be, admitted and discharged since their last report, the number then remaining in the institution, the average annual attendance, the condition of the institution under their charge, and all its concerns, with a list of the salaried officers and their salaries, in tabular form, and accompanying the same with a copy of the accounts and settlements of the treasurer for the two years preceding the time of making their

report, and a general statement of account showing the amount of each appropriation or fund under their control, and the balance remaining unexpended in their hands, and the balance of each appropriation remaining in the State treasury.

"§ 26. The trustees shall receive no compensation for their services; but the actual expenses of each trustee, while engaged in the performance of the duties of his office, on accounts being made therefor, and verified by affidavit, and approved by the Governor, shall be paid quarter-yearly by the State Treasurer on the warrant of the Auditor of Public Accounts, out of money appropriated for the support of the institution.

#### SPECIAL PROVISIONS.

"§ 27. The trustees of the Illinois Charitable Eye and Ear Infirmary shall appoint a superintendent and all other necessary agents and servants of the infirmary, and shall prescribe their duties and fix their compensation; they may also appoint a board of skillful attending and consulting physicians, who shall perform the duties devolving upon them without remuneration.

"§ 28. The trustees of the several State hospitals for the insane shall appoint for their respective institutions a superintendent, assistant physicians and a matron, and fix their compensation, as well as the compensation of all other agents and servants of the hospital. The superintendent shall be a skillful physician, and a married man, and shall reside with his wife in the institution, and shall hold his office for the term of ten years, subject to removal by the trustees, with the approval of the Governor. He shall be the chief executive officer of the hospital, and have charge of the medical, moral and diatetic treatment of the patients, and see that the several officers of the institution faithfully and diligently discharge their duties; and shall, with the consent of the trustees, employ attendants, nurses, and such other persons as he shall deem necessary, for the efficient and economical administration of the affairs of the hospital, assign them their respective duties, and may, at any time, discharge them from service.

"§ 29. The object of the Illinois Institution for the education of the Blind shall be the intellectual, moral and physical culture of the blind; and blind persons residing in this State, and being of suitable age and capacity to receive instruction, shall be admitted into and enjoy the benefits of said institution without charge. When there is sufficient room in the institution to accommodate pupils from other states, without excluding residents of this State, they may be received upon such terms as may be prescribed by the trustees.

"§ 30. The trustees of said institution shall appoint a principal, who shall be the chief executive officer of the institution, and have control of the intellectual, moral and physical culture of the pupils, and see that the several teachers, officers and agents of the institution faithfully discharge their duties.

"§ 31. The academic and literary degrees usually conferred by institutions for the education of the blind may be conferred by the institution, and diplomas granted accordingly.

"§ 32. The object of the Illinois Institution for the education of the Deaf and Dumb shall be the intellectual, moral and physical culture of the deaf and dumb; and deaf and dumb persons residing in this State,

and being of suitable age and capacity to receive instruction, shall be admitted into and enjoy the benefits of said institution without charge. When there is sufficient room in the institution to accommodate pupils from other states, without excluding residents of this State, they may be received upon such terms as may be prescribed by the trustees.

"§ 33. The trustees of said institution shall appoint a principal, who shall be the chief executive officer of the institution, and have control of the intellectual, moral and physical culture of the pupils, and see that the several teachers, officers and agents of the institution faithfully discharge their duties.

"§ 34. The academic and literary degrees usually conferred by institutions for the education of the deaf and dumb may be conferred by the institution, and diplomas granted accordingly.

"§ 35. The object of the Illinois Institution for the education of Feeble-minded Children shall be to promote, by all proper and feasible means, the intellectual, moral and physical culture of that unfortunate portion of the community who have been born, or by disease have become idiotic, imbecile or feeble-minded, and by a judicious and well adapted course of instruction and training and management, to ameliorate their condition, and to develop as much as possible their intellectual faculties—to reclaim them from their hopeless condition, and fit them as far as possible for future usefulness in society.

"§ 36. The trustees of said institution shall appoint a superintendent, who shall be a skillful physician and a married man, and shall reside with his family in the institution, and shall hold his office for the term of ten years, subject to removal by the trustees, with the approval of the Governor. He shall be the chief executive officer of the institution, and have control of the intellectual, moral and physical treatment of the pupils, and see that the several officers of the institution faithfully and diligently discharge their duties, and may, with the consent of the trustees, employ teachers and assistants, and such other persons as may be necessary for the efficient and economical administration of the affairs of the institution, assign them their respective duties, and may at any time discharge them from service.

"§ 37. Pupils or children placed in the institution by parents or guardians, or other persons having rightful control, shall be required to conform to the rules and regulations of the institution as far as they may have ability.

"§ 38. In all cases where persons sent to the institution for the blind, the institution for the deaf and dumb, or the institution for feeble-minded children, are paupers, or are too poor to furnish themselves with sufficient clothing and pay the expenses of transportation to and from the institution, the judge of the county court of the county where any such person resides, upon the application of any relative or friend of such poor person, or of any officer of his town or county (ten days' notice of which application shall be given to the county clerk), may, if he shall deem said person a proper subject for the care of either of said institutions, make an order to that effect, which shall be certified by the clerk of the court to the principal or superintendent of such institution, who shall provide the necessary clothing and transportation at the expense of the county, and upon his rendering his proper accounts therefor semi-annually, the county board shall allow and pay the same out of the county treasury.



"§ 39. The object of the Soldiers' Orphans' Home shall be to provide a home, gratuitously, for the nurture and intellectual, moral and physical culture of all indigent children whose fathers served in the armies of the Union during the late rebellion, and have been disabled from wounds or disease received therein, or have died or been killed in said service.

"§ 40. The trustees of said institution shall appoint a principal, who shall be the chief executive officer of the institution, and have control of the intellectual, moral and physical culture of the pupils, and see that the several teachers, officers and agents of the institution faithfully discharge their duties.

"§ 41. The object of the Illinois State Normal Universities shall be, to qualify teachers for the common schools of the State, by imparting instruction in the art of teaching in all branches of study which pertain to a common school education, in the elements of the natural sciences, including agricultural chemistry, animal and vegetable physiology, in the fundamental laws of the United States and the State of Illinois, in regard to the rights and duties of citizens, and such other studies as the trustees may, from time to time, prescribe.

"§ 42. The trustees shall have charge of the general interests of their respective institutions and the property thereof, and shall make all necessary by-laws and regulations for the government of said institutions, and shall prescribe the text books, apparatus and furniture to be used in their respective universities, and may recognize auxiliary institutions, when deemed practicable; but such auxiliary institutions shall not receive any part of any of the funds belonging to either of said institutions, or that may be appropriated to them from the State treasury.

"§ 43. The said trustees shall appoint for their respective universities a principal, who shall be the chief executive officer of the university, and shall see that the several teachers, officers and agents of the same faithfully discharge their duties.

"§ 44. The academic and literary degrees usually conferred by normal universities may be conferred by each university, and diplomas granted accordingly.

"§ 45. Each county shall be entitled to gratuitous instruction in said universities for four pupils, and each representative district shall be entitled to gratuitous instruction in said universities for a number of pupils equal to double the number of representatives in the district, to be chosen in the following manner: The school commissioner in each county shall receive and register the names of all applicants for admission to said universities, and shall present the same to the county board of his county, and the county board, or a committee of the same, together with the school commissioner, shall examine all applicants, and from the number found to possess the requisite qualifications, pupils shall be selected, by lot, for the county and for all representative districts within the county. In representative districts composed of more than one county, the school commissioner and the chairman of the county board of each of the counties in such district shall meet at the office of the county clerk of the oldest county, or at such other place as they shall, by agreement, appoint, and examine the applicants who have been registered by the several school commissioners in the district, and who shall present themselves for examination, and from those found to possess the requisite qualifications shall select, by lot, the number of pupils

to which said district is entitled. Neither of said universities shall be required to receive a greater number of pupils than it can reasonably accommodate.

"§ 46. It shall be the duty of the trustees of the two universities, jointly, to agree upon and establish the standard of qualification required for admission to said universities, and to prescribe a uniform mode of examining applicants for gratuitous instruction therein.

"§ 47. The board of trustees shall have discretionary power, if any candidate does not sign and file with the secretary of the board a declaration that he will teach in the public schools of the State when engagements can be secured by reasonable efforts, to require such candidate to provide for the payment of such fees for tuition as the board may prescribe.

"§ 48. They shall also have power to fix the terms upon which other students than those sent in the manner herein provided may be received into the university, but other students shall not be received to the exclusion of students sent by the counties and representative districts as hereinbefore provided.

"§ 49. The board of trustees of the Illinois Industrial University shall appoint a regent, who shall be the chief executive officer of the institution, and see that the several teachers, officers and agents of the university faithfully discharge their duties.

"§ 50. The trustees may fix the rate for tuition, establish and provide for the management of such model farms, model art, and other departments and professorships as may be required to teach in the most thorough manner such branches of learning as are related to agriculture and the mechanical arts and military tactics, without excluding other scientific and classical studies. They may accept the endowments of voluntary professorships or departments in the university from any person or corporation who may proffer the same, and at any regular meeting of the board may prescribe rules and regulations in relation to such endowments, and declare on what general principles they may be admitted: *Provided*, that such special voluntary endowments or professorships shall not be incompatible with the true design and scope of the act of congress, entitled 'An act donating lands to the several states and territories which may provide colleges for the benefit of agriculture and the mechanic arts,' approved July 2, 1862, or of this act; and they shall, as far as practicable, arrange all the regular and more important courses of study and lectures in the university, so that the students may pass through and attend upon them during the six autumn and winter months, and be left free to return to their several practical arts and industries at home during the six spring and summer months of the year, or to remain in the university and pursue such optional studies or industrial avocations as they may elect: *Provided*, that no student shall at any time be allowed to remain in or about the university in idleness, or without full mental or industrial occupation: *And, provided, further*, that the trustees, in the exercise of any of the powers conferred by this act, shall not create any liability or indebtedness in excess of the funds in the hands of the treasurer of the university at the time of creating such liability or indebtedness, and which may be specially and properly applied to the payment of the same.

"§ 51. No student shall be admitted to instruction in any of the departments of the university who shall not have attained to the age of fifteen years, and who shall not previously undergo a satisfactory ex-

amination in each of the branches ordinarily taught in the common schools of the State.

"§ 52. Each county in this State shall be entitled to one honorary scholarship in the university, for the benefit of the descendants of soldiers and seamen who served in the armies and navies of the United States during the late rebellion, preference being given to the children of such soldiers and seamen as are deceased or disabled; and the board of trustees may, from time to time, add to the number of honorary scholarships when, in their judgment, such additions will not embarrass the finances of the university; nor need these additions be confined to the descendants of soldiers or seamen—such scholarships to be filled by transfer from some of the common schools of said county of such pupils as shall, upon public examination, to be conducted as the board of trustees of the university may determine, be decided to have attained the greatest proficiency in the branches of learning usually taught in the common schools, and who shall be of good moral character, and not less than fifteen years of age. Such pupils so selected and transferred shall be entitled to receive, without charge for tuition, instruction in any or all the departments of the university, for a term of at least three consecutive years: *Provided*, said pupils shall conform in all respects to the rules and regulations of the university, established for the government of the students in attendance.

"§ 53. The faculty of the university shall consist of the chief instructors in each of the departments. No degrees shall be conferred nor diplomas awarded by authority of the board of trustees, or of the faculty, except that the trustees, on recommendation of a majority of the faculty, may authorize the regent of the university to issue to applicants certificates of scholarship under the seal of the university; which certificate shall, as far as possible, set forth the precise attainments as ascertained by special examination of the parties applying for the same respectively in the various branches of learning they may have respectively studied during their attendance in the university; and every pupil who shall have attended upon instructions in the university for not less than one year, maintaining meanwhile a good character for faithfulness in study and correctness of deportment, and who may desire to cease such attendance, shall be entitled to receive such certificate of scholarship as is authorized by this section to be issued. All certificates of scholarship shall be in the English language, unless the pupil should otherwise prefer, and all names and terms on labels, samples, specimen books, charts and reports shall be expressed as nearly as may be in the English language.

"§ 54. The board of trustees shall, by and with the advice and consent of the Governor and Adjutant-General, procure all such arms, accoutrements, books and instruments, and appoint such instructors, as may in their discretion be required to impart a thorough knowledge of military tactics and military engineering, and they may prescribe a uniform dress to be worn by the pupils of the university."

Mr. Armstrong of LaSalle presented a petition from citizens of LaSalle county, protesting against the passage of Senate bill No. 507, relating to insurance; which was referred to the committee on judiciary.

Mr. Bradwell (by consent), from the committee on printing, to which was referred Senate bill, No. 472, for "An act to revise the law in relation to State contracts," reported the same back, with amendments, and recommended the amendments be printed.

The report of the committee was concurred in, and the amendments ordered to be printed.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 543, for "An act concerning covenants of warranty."

Senate bill, No. 535, for "An act to amend an act entitled 'an act in regard to guardians and wards,' approved April 10, 1872."

Senate bill, No. 565, for "An act to provide a fund for the relief of members of police and fire departments, in incorporated cities, wounded or disabled in the discharge of their duties, and for the relief of the surviving family of any member of said departments killed while on duty."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 599, for "An act to amend section 1, of article 8, of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872."

Senate bill, No. 597, for "An act making an appropriation for repairing the lock-gates on the Little Wabash river."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 537, for "An act to provide for the payment of the registered indebtedness of counties, townships, cities and towns."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following amendment: Add to section 6: "Provided, that in cases of plank roads only the width of eight feet of such road shall be required to be planked," to Senate bill, No. 481, for "An act to revise the law in relation to toll roads."

And also that the Senate have refused to concur with the House of Representatives in the adoption of the following amendments to the same bill:

Strike out section 12.

Strike out of section 13 the words "town or village."

Insert after the word "county," where it occurs the second time in line 2, section 4, the words "and the consent of the commissioners of highways of the town."

Strike out of section 14 the words, "falsely represent himself as being one of the classes exempt from toll."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of their amendments to bills of the following titles, to-wit:

Senate bill, No. 348, for "An act to revise the law in relation to idiots, lunatics, and spendthrifts."

Senate bill, No. 471, for "An act to revise the law in relation to slander and libel."

Senate bill, No. 479, for "An act to revise the law in relation to universities, colleges, academies and other institutions of learning."

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and, on March 13, 1874, laid before the Governor for his approval, viz :

Senate bill, No. 461, for "An act to revise the law in relation to official bonds."

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has refused to concur with them in the adoption of their amendments to a bill of the following title, to-wit :

Senate bill, No. 403, for "An act to revise the law in relation to liens."

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following amendments to Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence," to-wit :

Insert in line 5, of section 50, after the word "or," the word "cruelly."

After the word "fighting," in 4th line of section 56, insert "or whoever shall carry concealed weapons, or in a threatening manner display any pistol, knife, slungshot, brass, steel or iron knuckles, or other deadly weapon, day or night."

Add to the last line of section 57 the following : "And whoever shall lease to another any house, room or other premises, in whole or in part, for any of the uses or purposes finable under this section, or knowingly permits the same to be so used or occupied, shall be fined not exceeding two hundred dollars, and the house or premises so leased, occupied or used shall be held liable for and may be sold for any judgment obtained under this section, but if such building or premises belongs to a minor or other person under guardianship, then the guardian or conservator and his property shall be liable instead of such ward, and his property shall be subject to be sold for the payment of said judgment."

In line 5, section 57, after the word "lessee," insert the words "or keeper."

After the word "lewdness," in line 2, of section 57, insert the words "or whoever patronizes the same."

Strike out of line 2, section 57, the word "rents," and insert the word "lets."

In section 81, line 3, after the word "state" insert "master-in-chancery, commissioner, or other officer of any court."

In section 129, line 3, after the word "gambling," insert the words "or prostitution."

In section 208, after the word "duty," in line 3, insert the following : "or who shall be guilty of diverting any public money from the use or purpose for which it may have been appropriated or set apart, by or under authority of law, or who shall be guilty of contracting, directly or indirectly, for the expenditure of a greater sum or amount of money than may have been, at the time of making the contracts, appropriated or set apart by law or authorized by law to be contracted for or expended upon the subject matter of the contract."

Strike out of section 208 the words "two hundred," and insert the words "ten thousand."

Insert between sections 209 and 210 the following new section :

"§ —. Every person who procures for, furnishes or conveys to any prisoner confined in any jail or city prison, intoxicating or spirituous liquors, shall, upon conviction thereof, for each offense, be fined not exceeding fifty dollars or imprisoned in the county jail not exceeding thirty days, or both, in the discretion of the court, which fine may be recovered in an action of debt, in the name of the People of the State of Illinois, before any justice of the peace of the county where said offense shall have been committed. All fines collected under the provisions of this section shall be paid into the common school fund of the proper county."

Strike out of line 5, section 220, the word "or," and insert a comma, and add to the end of same line, the words "street or public highway."

In line 17, section 220, after the word "town," insert the words "or within fifty rods of any occupied dwelling house."

Add to section 220 the following : "*Provided*, that nothing in this section contained shall be construed to prevent the municipal authorities of any incorporated city, town or village from declaring what shall be nuisances, and abating the same within their limits."

Insert the word "prize," before the word "fight," in the 2d line of section 231.

In line 3, of section 265, after the word "tree," insert the word "vine."

In line 1, section 266, after the word "whoever," insert the words "without authority of law."

In line 4, section 266, strike out the word "five," and insert the word "two."

After the word "law," (as amended) in line 1, section 266, insert the words "and not being the owner or agent of adjoining lands."

In section 13, line 3, division 3, strike out the word "judgment," and insert the word "default."

Amend division 3 by striking out sections 13, 14, 15, 16, 17 and 18, where they occur in the division, and inserting the same after section 10 in the same division, and renumber the sections to conform to such change.

Add to division 10 the following new section :

"§ 11. *Offenses against Railroads and Water-craft.*—When any offense is committed in or upon any railroad car passing over any railroad in this state, or any water-craft navigating any of the waters within this State, and it cannot readily be determined in what county the offense was committed, the offense may be charged to have been committed and the offender tried in any of the counties through or along or into which such railroad car or water-craft may pass or come, or can reasonably be determined to have been on or near the day when the offense was committed."

Strike out of section 3, division 1, all after the word "murder," in the 6th line.

Amend section 46 by adding after the word "justice," in line 5, the following words: or to prevent competition in the letting of any contract by the State or the authorities of any county, city, town or village, or to induce any person not to enter into such competition."

Insert in section 1, division 14, after the word "pronounced," in line 4, the following : "*Provided*, the day set shall not occur before the tenth

day of the term of the supreme court occurring (in either of the grand divisions) next after the pronouncing of the judgment, and."

After the word "knowingly," in section 101, line 1, insert the words "buy or."

Strike out the proviso in section 207.

Amend lines 4 and 5, section 1, division 9, by changing the words "two hundred and sixty-eight and two hundred and sixty-nine," so that the same will refer to the proper sections as they may be renumbered in enrolling the bill and renumbering the sections.

And also, the Senate has concurred with the House of Representatives in the adoption of the following amendment to the same bill:

Amend section 7, 5th line, by inserting after the word "adulterated," the words "or shall sell any flesh of any diseased animal,"

With the following amendment thereto:

Amend the House amendment to division 1, section 7, line 5, by inserting after the word "sells," in line 2 of said amendment, the words "or offers to sell or keeps for sale;" and also by adding to said House amendment the following words: "or other corrupt or unwholesome provision."

In the adoption of which amendment, as amended, I am instructed to ask the concurrence of the House of Representatives.

And also, that the Senate has refused to concur with the House of Representatives in the adoption of the following amendments to the same bill:

Strike out in section 11, line 3, division 14, the words "robbery, burglary and arson," and insert the word "or" after the word "manslaughter."

Insert between sections 240 and 241 a new section, as follows:

"§ —. If any person shall purchase or receive for sale from any other person any link, pin, bearing, journal, or other article of iron, brass or other metal which has been manufactured and is used exclusively for railroad purposes, and which shall have stamped thereon the name of some railroad company, or the initial letter thereof, without the consent in writing of the president, general manager or general superintendent of such railroad company, such person shall be fined in a sum not less than one hundred dollars nor more than five hundred dollars, and be imprisoned not less than ten days nor more than ninety."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following amendment to Senate bill, No. 459, for "An act to revise the law in relation to mines," to-wit:

Amend section 1 as follows:

Strike out in lines 7, 8 and 9, the words "or a place whereon to dump or deposit waste earth or tailings." And in lines 15, 16 and 17, strike out the words "or use such land for the purpose of dumping or depositing such waste earth or tailings upon." Also strike out of line 11 the words "or such place of deposit," and add to the section the following: "And the commissioners of highways of any county under township organization, and the county board in counties not under township organization, may, when the public good requires, cause to be laid out and opened public highways, or private roads or cartways, from any coal mine to a public highway or to a railway, as the public good may require, in the same way as now is or may hereafter be provided by law for the laying out and opening of public highways or private roads or

cartways, and may permit the owner, lessee or operator of any coal mine to lay down and operate a horse or dummy railway thereon, or upon any highway or private road or cartway now or hereafter laid out and opened for public or public and private use, but always in such a manner and way, and upon such place thereon, as to not unnecessarily interfere with ordinary public travel."

And also, that the Senate has refused to concur with the House of Representatives in the adoption of the following amendment to the same bill:

Amend section by inserting in line 11, before the words "suitable and competent person," the words "county surveyor or other."

Add the following new section between sections 4 and 5:

"§ —. Whoever shall willfully trespass upon the land of another by mining thereon, shall, in addition to the damages now authorized by law, be liable to a penalty of not exceeding one thousand dollars nor less than one hundred dollars, which may be recovered in an action of debt by the owner thereof, in any court of competent jurisdiction."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 588, for "An act to provide the manner of proposing amendments to the constitution and submitting the same to the electors of this State."

Senate bill, No. 556, for "An act to authorize the removal of the feeder dam across the Calumet river, near Blue Island, in Cook county, in the State of Illinois, and to provide compensation to Christian Pfeiffer and John Roll for any loss they may sustain by its removal."

Senate bill, No. 558, for "An act to amend section 20 of an act entitled 'an act concerning conveyances,' approved March 29, 1872."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Shaw,

At 5:20 o'clock P. M. the House adjourned.

SATURDAY, MARCH 14, 1874.

The House met, at the regular hour.

Prayer by Rev. Mr. Waldo.

The journal of yesterday was being read, when,

On motion of Mr. Ballow,

The further reading of the same was dispensed with.

Mr. Ballow (by consent) presented a petition from citizens of Livingston county, asking for a modification or repeal of the railroad law.

Which was referred to the committee on railroads.

On motion of Mr. Ewing,

House bill, No. 880, for "An act to amend sections six and seven, of article four, of an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1, 1872."

Was taken up, read a second time, and ordered engrossed for a third reading.



The special order for this hour, being the consideration of the report of the committee on militia recommending that Senate bill, No. 465, for "An act to revise the law in relation to the State militia" do not pass, was taken up.

The question being on concurring in the report of the committee, it was decided in the negative.

The bill was then read a second time.

Mr. Sheridan submitted the following amendment :

Strike out all after the enacting clause, and insert the following :

"That each congressional district in the State of Illinois shall constitute a "military district," to be organized as hereinafter provided.

"§ 2. The militia forces of this State shall consist of infantry, artillery and cavalry, and shall be divided into two classes ; the active to be called the National Guard of the State of Illinois, and the inactive to be called the Enrolled Illinois Militia, and shall be composed of persons liable to do military duty, enrolled as hereinafter provided.

#### ENROLLMENT.

"§ 3. Every able-bodied male citizen, resident within this State, of the age of eighteen years, and under the age of forty-five years, excepting persons exempted by the following sections, idiots, lunatics, common drunkards, vagabonds, paupers, and persons convicted of any infamous crime, shall be enrolled in the militia. Persons so convicted after enrollment, shall forthwith be disenrolled, and in all cases of doubt respecting the age of a person enrolled, the burden of proof shall be upon him.

"§ 4. The assessors shall annually, in May or June, make a list of persons living within their respective limits liable to enrollment, and place a certified copy thereof in the hands of the clerks of their respective counties, who shall place it on file with the records of their county, and annually, in May, June or July, transmit a copy of the returns of the militia thus enrolled to the commanding officer of their military district and to the Adjutant-General of the State.

"§ 5. The enrolled militia shall be subject to no active duty, except in case of war, invasion, the prevention of invasion, the suppression of riots, and to aid civil officers in the execution of the laws of the State, in which case the commander-in-chief shall order out for actual service, by draft or otherwise, as many of the militia as necessity demands.

"§ 6. The order of the commander-in-chief shall be directed to the mayor of cities, and the sheriff of counties, who shall thereupon appoint a time and place of parade for the militia, and order them to appear at the time and place, either by leaving a written notice or orally, and then and there proceed to draft as many thereof or accept as many volunteers as is required by the order of the commander-in-chief, and shall forthwith notify the commander-in-chief that they have performed such duty.

"§ 7. Every soldier ordered out, or who volunteers, or is detached or drafted, who does not appear at the time and place designated by the mayor or sheriff, or who has not some able-bodied and proper substitute, at such time and place, shall be taken to be a soldier absent without leave, and dealt with accordingly.

"§ 8. When the militia are ordered out, or have volunteered for, and while they are in actual service, they shall be organized by the com-

mander-in-chief into companies, regiments, brigades and divisions, and all necessary officers appointed therefor; and they shall be trained and governed in accordance with the laws of this State and the laws and regulations of the United States. The State shall furnish arms and equipments for the non-commissioned officers and privates, and pay them until their term of service expires at the rate paid similar grades and arms of the service in the armies of the United States. Each commissioned officer shall provide himself with suitable side-arms.

"§ 9. In addition to the persons exempted from enrollment in the militia by the laws of the United States, the persons hereinafter mentioned shall also be absolutely exempted from enrollment, viz: Judges and clerks of all courts of record, the Attorney-General, the Secretary, Deputy-Secretary and Treasurer of the State, the superintendents, officers and assistants employed in or about either of the State hospitals, State alms-houses, State prison, jails or houses of correction, keepers of light-houses, telegraph operators, conductors and engine-drivers of railroad trains, seamen actually employed on board of any vessel, members and officers of the Legislature while in session, ministers of the gospel, all practicing physicians, and all members of any regularly organized fire company or department in this State. But no member of the national guard shall be relieved from duty by reason of his joining any such fire company or department.

"§ 10. Whenever an association of individuals shall desire to form a company of active volunteer militia in this State, they shall procure not less than forty nor more than one hundred men, who must be citizens of the United States and of this State, or shall have declared their intention to become such, able-bodied, and not less than eighteen years of age. When such organization shall be completed, application shall be made to the Adjutant-General by the company to be mustered into the active militia of the State, and the Adjutant-General shall thereupon issue an order to the inspecting officer of the district in which such company may be, to muster in said company.

"§ 11. The members of the company being duly assembled at the time and place designated, the district inspector shall direct the company to go into an election for one captain, one first lieutenant and one second lieutenant, and, presiding over said election, shall appoint not less than three discreet and disinterested persons to receive and count the ballots in his presence, and no officer shall be declared elected unless he shall receive a majority of all the votes cast. The district inspector shall then proceed to muster the company, as formed, into the service of the State, causing each member of the company to hold up his naked right hand, and shall administer the oath prescribed below:

You and every one of you do solemnly swear that you will bear true faith and allegiance to the government of the United States and of the State of Illinois, and maintain the constitution and laws thereof against all violence; that you will honestly and faithfully serve the State of Illinois, and that you will well and truly execute and obey the legal orders of the officers appointed over you: so help you God.

"§ 12. The muster will be made on the printed forms furnished from the office of the Adjutant-General, and according to directions printed thereon; and the foregoing proceedings having been concluded, the officer mustering the company shall, within three days thereafter, forward a certified statement of the election, with one copy of the muster-roll of each company, direct to the Adjutant-General. The commander-in-chief will then issue commissions to the officers so elected, the same to date in conformity with the muster-roll.

"§ 13. Each captain of a company shall appoint, subject to the approval of his battalion or regimental commander, five sergeants, numbered according to rank, and not less than five nor more than eight corporals, which said appointments shall be confirmed, and warrants issued therefor, by the commanding officer of the battalion or regiment: *Provided*, where the companies are not organized into battalions or regiments, they shall have power to issue such warrants.

"§ 14. Whenever a company shall have been properly organized and mustered into the State service, as hereinbefore provided, the captain, as soon as practicable, will make out a requisition upon the Adjutant General for arms, which requisition he will transmit (through the proper channels) to the commanding officer of his district, accompanied by his bond, with at least four good and responsible securities, for an amount equal to the government price of the arms required, with fifty per centum added thereto. The commanding officer of the district, having satisfied himself that the bond and securities are ample and sufficient, shall approve the requisition on its face, and transmit the same, with the bond, to the commander-in-chief, who being satisfied with the proceedings in the case, shall give an order, on the back of the requisition, to the Adjutant-General to make the issue. Upon issuing the arms, the Adjutant-General will take the receipt of the captain as a voucher for his annual report, and file the bond in the archives of his office. Should there be a deficiency of arms in the State armory, then the Adjutant-General shall, when such deficiency is supplied by the general government or otherwise, make the issue in accordance with the dates of the several requisitions filed in his office—those of oldest date being first filled.

"§ 15. A battalion shall consist of not less than two nor more than seven companies of the same arm of service.

"§ 16. Whenever two companies shall have been legally organized, and whose armories shall be within fifteen miles of each other, the commanding officer of the district shall order the commissioned officers of said companies to meet at the armory of one of said companies, designated by him, in full dress uniform, and go into an election for one major, to command the battalion; and all new companies, when organized and mustered into the service of the State, within the distance herein prescribed, shall, unless otherwise ordered by the commander of the district, be attached to said battalion, until the number is increased to seven. Whenever the battalion is augmented to four companies, the commanding officer of the district shall order the commissioned officers thereof to assemble at some point designated in the order, and go into an election for one lieutenant colonel for said battalion; and in case the said major of said battalion shall be elected lieutenant-colonel thereof, then the commissioned officers of the same, so assembled, shall elect a major for said battalion.

"§ 17. The commanding officers of battalions shall have power to select, from their commands, well instructed persons, to fill the posts of adjutant, one quartermaster and commissary, surgeon and ordnance officer, with the rank of first lieutenant, who shall be commissioned as such by the commander-in chief, without power to command in the line; as also sergeant-major, quartermaster-sergeant, commissary-sergeant, color-sergeant, ordnance-sergeant, and two principal musicians, and appoint the same by his own warrant.

"§ 18. A regiment shall consist of not less than eight nor more than ten companies of the same arm of the service.

"§ 19. Whenever a battalion shall have augmented to eight companies, the commanding officer of the district shall order all the commissioned officers of the line of said battalion to assemble at some place designated in the order, and go into the election of one colonel and one lieutenant-colonel for the regiment, to be elected by ballot—a majority of all the votes cast being necessary to an election.

"§ 20. The colonel of each regiment shall select from his command well instructed and proper persons to fill the posts of adjutant and quartermaster, and shall also nominate a surgeon and assistant surgeon, (and such surgeon and assistant surgeon need not to be selected from the regiment,) who shall constitute the regimental staff, and be commissioned as such by the commander-in-chief, with the rank of major and first lieutenant, respectively, without power, however, to command in the line.

"§ 21. The colonel of each regiment shall select, from his command, well-instructed and good soldiers to fill the posts of sergeant major, quartermaster sergeant, commissary sergeant, hospital steward, color sergeant, ordnance sergeant, drum major and two principal musicians, who shall constitute the non-commissioned staff of the regiment, and be appointed by warrant given under the hand of the colonel, and countersigned by the adjutant.

"§ 22. A brigade shall consist of not less than four battalions or regiments of infantry, with such cavalry and artillery as may be attached by order of the commander-in chief.

"§ 23. Whenever four battalions or regiments of infantry shall be legally organized within any military district, the commanding officer of such district shall order all commissioned officers of the line, including company officers of artillery and cavalry, and all field officers, to assemble at such time and place as may be designated in the order, to go into an election for one brigadier general. The brigadier so elected shall have command of such brigade.

"§ 24. Every brigadier general shall choose from his command well instructed and intelligent persons to fill the posts of assistant adjutant general, brigade quartermaster, brigade commissary, brigade surgeon, brigade ordnance officer, and two aid-de-camps, who shall constitute the brigade staff, and be commissioned as such by the commander-in-chief—the assistant adjutant general with the rank of lieutenant colonel, and all others with the rank of major.

"§ 25. A division shall consist of not less than two brigades of infantry, together with such companies of cavalry and batteries of artillery as may be in the district.

"§ 26. Whenever two brigades of infantry have been organized in any military district, the commanding officer of said district shall issue an order requiring all the field and general officers of the line in such brigade to assemble at a time and place designated, to go into an election for one major general.

"§ 27. Each major general shall select from his command well instructed and proper persons to fill the posts of assistant adjutant general, division quartermaster, division commissary, division paymaster, division surgeon, division ordnance officer, division judge advocate and two aid-de-camps, who shall constitute the division staff, and be commissioned as such by the commander-in-chief—the assistant adjutant gen-

eral with the rank of colonel, and all the others with the rank of lieutenant colonel.

“§ 28. The commanding officer of each regiment may direct his adjutant to raise, by voluntary enlistment, a regimental band, to consist of not less than ten instruments.

“§ 29. The band thus organized shall be under the immediate charge and direction of the adjutant of the regiment, who will be responsible to his commanding officer for the drill and discipline of the same.

#### DRILL.

“§ 30. The system of instruction in tactics shall be at all times the same as that now in use or that may be prescribed hereafter for the United States army.

“§ 31. The ceremonies of parade, reviews and inspections shall, in all respects, conform to the rules and regulations which are now, or may be, from time to time, prescribed for the government of the United States army.

“§ 32. It shall be the duty of all commanding officers, whether of companies, battalions, regiments, brigades, divisions or districts, to see that their commands are properly instructed in the prescribed system of drill and instruction; and to this end they shall order such drill as may be necessary, and superintend the same, either themselves commanding or selecting some well drilled officer to give the instruction.

“§ 33. Commanding officers of districts shall cause their commands to meet annually for parade and inspection, on the first Tuesday in June, and may order extra parades when necessary and proper for the credit and well-being of their respective commands.

“§ 34. The commander-in-chief, by and with the advice and consent of the senate, shall appoint one major general for each military district in the State, who must be citizens of the United States and of this State, and who must be residents of the districts for which they are appointed; they to hold their offices for the term of four years.

“§ 35. The commander-in-chief shall appoint for each military district in this State one district inspector, with the rank and commission of lieutenant-colonel in the staff, who shall be the mustering officer of the district in which he resides.

“§ 36. Every district inspector, before entering upon his duties, shall take the oath prescribed in section (11) eleven of this act, before the commanding officer of his district; or if there be no commanding officer, then before any civil officer empowered to administer oaths.

“§ 37. Whenever the commander-in-chief is present, district inspectors will act upon his staff, but at all other times they will be attached to the staff of the commanding officer of their district.

“§ 38. Each district inspector or officer acting in that capacity shall, on the first Tuesday in June in each year, at such time and place as the commanding officer may direct, thoroughly inspect the drill and discipline of every organized company in his district, together with the arms and equipments of the same, and make a full report of the merits and demerits; which report he shall sign and certify, and transmit through the commanding officer of his district, by the first day of July in each year, to the adjutant-general, for the information of the commander-in-chief and the General Assembly.

“§ 39. It shall be the unqualified duty of inspectors to report to the commanding officers of their districts all officers of whatsoever rank

who, upon inspection, shall be found incapable of instructing their commands in accordance with the prescribed system of tactics; and he shall likewise administer the oath prescribed in section eleven (11) of this act, to all recruits, at each annual inspection, and also to all officers who may be elected or appointed, from time to time, and who have not previously taken such oath.

#### COMPANIES MAY BE DISBANDED.

"§ 40. Whenever any company of the National Guard, organized under the provisions of this act, shall become reduced to a less number than thirty uniformed, active members, it shall be disbanded by order of the commanding officer of its district.

"§ 41. There shall be two kinds of courts martial recognized under the laws of this State, which shall be ordered and have jurisdiction as follows, to-wit:

"§ 42. Battalion and regimental courts shall be ordered by commanding officers of battalions and regiments, and shall consist of not less than three nor more than five commissioned officers chosen from the battalion or regiment of the officer ordering the court, and shall have jurisdiction over all cases arising under this law. The said court shall have power to reduce to the ranks, to assess fines not exceeding \$100, collectable as fines and penalties before justices of the peace are collected, and to dismiss, in disgrace, from its own battalion or regiment, any member over whom it has jurisdiction: *Provided*, that in all courts martial, whether battalion, regimental or general, the person against whom charges may be preferred shall, before a trial, and at least ten days preceding, have served upon him, personally, a copy of the charges and specifications against him, together with a notice of the time and place where his trial shall take place.

"§ 43. The commanding officer of each military district shall order all general courts martial that may be necessary in his district, except when under charges himself, when the court shall be ordered by the commander-in-chief. When the state forces are called out to suppress an insurrection or repel invasion, the commander-in-chief shall order all general courts martial for his command; and in all cases the order calling the court martial shall prescribe the time and place of meeting.

"§ 44. A general court martial shall consist of not less than five nor more than thirteen commissioned officers, chosen from the command of the officer ordering the court.

"§ 45. A general court martial shall have jurisdiction over all cases involving a violation of the constitution of the state of Illinois, or of this act, and affecting, in their military capacity, any of the state forces located in the district of the officer ordering the court, and shall have power to cashier and dismiss in disgrace any officer or soldier of whatsoever rank, and to assess fines not to exceed \$200.

"§ 46. The senior officer on the detail, and present at the trial, shall be president of the court, and the junior officer shall be judge advocate in case no judge advocate be designated in the order detailing the court.

"§ 47. It shall be the duty of the judge advocate of each military district to prosecute on behalf of the state before all courts martial which may be ordered by his immediate commanding officer and to keep a faithful record of the proceedings of his court, and to enter thereon the

order for the court; the names of the members present; the response of the accused when asked if he objects to any member of the court; a copy of the charges and specifications against the accused; a brief summary of the testimony of each witness, both for the prosecution and defense; and finally the finding and sentence of the court in full; which proceedings so recorded shall be signed by the president of the court, attested by the judge advocate, and by him transmitted direct to the officer ordering the court, for his approval or otherwise.

“§ 48. Before arraigning the accused on the charges against him the judge advocate shall cause the members of the court to arise and hold up their right hands, when he will administer to them, in the presence of the accused, (naming each individual) the following oath, to-wit:

You (A, B, C, D, E, F, etc.) do solemnly swear that you will well and truly try and determine, according to the evidence and the law governing in such cases, the cause now before you, between the State of Illinois and the accused to be tried, and that you will render justice according to the laws of the State of Illinois, without partiality, favor or affection; and should any doubt arise, not explained by said laws, then according to your understanding and the custom in like cases. And you do further swear that you will not divulge the sentence of the court, or the vote or opinion of any particular member thereof, unless requested to give it in evidence before a court of justice in due course of law: so help you God.

“§ 49. The judge advocate shall administer to each witness the following oath, to-wit:

You, A, B, do solemnly swear that the testimony you shall give in the case now in hearing, shall be the truth, the whole truth and nothing but the truth: so help you God.

“§ 50. The proceeding of a court martial having been transmitted by the judge advocate to the officer ordering the court, he may confirm, commute or remit the sentence, and as soon thereafter as possible shall issue his order in the case.

“§ 51. Any non-commissioned officer or soldier who may feel himself aggrieved by the sentence of a battalion or regimental court martial may appeal to a general court. All such appeals must be taken within ten days after the publication of the sentence.

“§ 52. No officer or soldier shall be tried except on written charges signed by the officer preferring them, with specifications of a nature sufficiently comprehensive to embrace the charges; and the court will place under arrest (when not done before) all persons before they are put on trial.

“§ 53. All commissioned officers shall have power to place any person in arrest who is under their command while on duty.

“§ 54. Any officer or soldier of the National Guard, as organized under this act, who shall be convicted, after a fair trial by a court martial, of desertion, sleeping on post, mutiny, positive and willful disobedience of orders, intentional disrespect to his superior officer, cowardice or drunkenness on duty, may be fined at the discretion of the court (within the legal limits,) and shall be dismissed, in disgrace, from the state service.

“§ 55. Any officer or soldier, as aforesaid, who shall be convicted, after a fair trial before a court martial, of conduct unbecoming an officer or soldier, or to the prejudice of good order and military discipline, may be punished (within the legal limit) at the discretion of the court.

“§ 56. No court martial shall inflict any other penalty than fine, reduction to the ranks and dismissal, with or without disgrace, except for contempt of court, in which case imprisonment may be prescribed in punishment thereof.

“§ 56. All legally constituted courts martial shall have power to summon and compel the attendance of witnesses, and to punish for contempt of court, and to this end shall have equal power and authority

with courts of civil jurisdiction, which shall be exercised and enforced by similar process as in said courts.

"§ 58. The president of any court martial may appoint, by warrant, under his own hand, one or more marshals, who shall have full power and authority to execute any process and perform any duty which may be required by the said court in the execution of the provisions of this act.

"§ 59. All proceedings before any courts martial not herein provided for shall be conducted, and their findings shall be enforced, in the same manner as is provided for in similar cases in the regulations for the government of the army of the United States.

"§ 60. All fines imposed by legally constituted courts martial shall be and the same are hereby made collectable by law.

"§ 61. Any officer or soldier who shall fail to pay any fines legally assessed against him by sentence of a court martial, may be proceeded against for the same in the manner as for ordinary debt in civil cases, and the records of the proceedings of the court martial, before whom such person shall have been tried, shall be taken as evidence in the case, and all justices of the peace shall have jurisdiction over any case prosecuted under the provisions of this act for the collections of fines and penalties within their respective jurisdictions.

"§ 62. The judge advocate having collected the fine assessed by his court shall pay the same over to the State Treasurer, and take his receipt therefor, which he shall file with the proceedings of the court. Fines thus collected shall go into and constitute a part of the State military funds.

"§ 63. If any person interrupts, molests or insults, by abusive words or behavior, any officer or private, while in the performance of his military duty, he may be immediately put under guard and kept, at the discretion of the commanding officer of the forces engaged in the performance of such duty, until the setting of the sun of the same day on which the offense is committed.

"§ 64. All officers, musicians and privates of the National Guard who comply with all military duties, as provided in this act, are entitled to the following privileges and exemptions, viz: exemption from payment of road labor and head tax of every description.

"§ 65. The adjutant-general shall, in addition to the other duties of his office, perform the duties of quartermaster general, commissary general and chief of ordnance; and shall receive for his services an annual salary of fifteen hundred dollars, as now provided by law.

"§ 66. The adjutant-general shall reside at the seat of government, and shall be the chief-of-staff of the commander-in-chief of the State forces. He shall make, annually, and transmit to the Governor by the first of January in each year, a complete return, setting forth the effective strength of each company, regiment, brigade and division on duty at the annual parades in each military district in the State, with the number and rank of the commissioned officers of each; and to this end he shall require reports from the headquarters of each military district in this State, and prefer charges against any officer failing to make such reports when called for. He shall likewise be the medium of all correspondence with the commander-in-chief, and shall keep records thereof, as well as of all commissions, with the date of each; which records and files shall be retained in his office, and by him turned over to his successor. He shall, under the direction of the commander-in-chief,



cause each company, battery, troop, battalion, regiment, brigade and division, to be lettered or numbered in such manner as he deems proper to secure uniformity; and they shall be known by their respective numbers or descriptions, and be thus registered in the adjutant-general's office.

“§ 67. It shall be the duty of the adjutant-general to supply the blank returns, books of instruction, blank requisitions, muster-rolls, non-commissioned officer's warrants, and pamphlet copies of this act, in sufficient quantities, for the use of the district, to the chief quartermaster in each district, which said quartermaster shall distribute equitably among the brigades, regiments and companies of such district.

“§ 68. Every commanding officer of a company shall make out a complete return of the company, exhibiting the number of officers, non-commissioned officers, musicians and privates in the same, together with the number and condition of the State arms, equipments and munitions in his possession, and also the number and character of the books of instruction, copies of this act, and blank returns furnished him by the adjutant-general; which return he shall certify, sign and transmit to the commanding officer of his battalion or regiment by the first day of November of each year, and if attached to no battalion or regiment then direct to the adjutant-general.

“§ 69. It shall be the duty of the adjutant-general of each regiment or battalion, to consolidate the returns of all the companies of the same into one regiment or battalion return, and transmit the same, signed by the commanding officer of his regiment or battalion, to the headquarters of his brigade, or, should there be no brigade organized in his district, then direct to the adjutant-general of the State.

“§ 70. It shall be the duty of the assistant adjutant-general of each division, to consolidate the brigade returns forwarded to him into one division return, and transmit the same to the adjutant-general of the state.

“§ 71. Any officer failing or refusing to make his return in conformity with the provisions of this act, shall have charges brought against him by his commanding officer, and be tried by court-martial.

#### ARMORIES.

“§ 72. Whenever any battery or company of the National Guard, organized under the provisions of this act, shall have been mustered into the service of this state, and the muster roll of such battery or company having been forwarded to the adjutant-general by the district inspector, the adjutant-general shall thereupon issue an order to the commander of such battery or company, authorizing him to erect or rent, for the use of such battery or company, a suitable and convenient armory, for the safe keeping of the arms, uniforms, equipments, accoutrements and camp equipage, furnished under the provisions of this act, or the adjutant-general may order the inspectors of military districts to provide a regimental or battalion armory to be used by several companies or batteries, as the inspector of the military districts may deem expedient, except in those places where such accommodation is provided in a State arsenal, and the expense of erecting or renting such armory shall be paid out of the military fund of this state, created as hereinafter provided.

"§ 73. Such armory, when erected or rented, shall be under the control and charge of the commanding officer of the regiment, battalion, battery or company in whose bounds or district it is located, and such commanding officer shall deposit therein all arms and equipments received from time to time for the use of his regiment, battalion, battery or company.

"§ 74. All bills for rent of armories, as provided for under the provisions of this act, must be indorsed by the commanding officer of such armory under oath, and forwarded in duplicate to the adjutant-general, and the adjutant-general being satisfied that such bill is correct, the commander-in-chief approving the same shall forward one copy, with his indorsement thereon, to the state auditor, and the other copy he shall retain in his office. Thereupon it shall be the duty of the state auditor to draw his warrant for the amount due in such bill, in favor of the person therein named, on the state treasurer, payable out of the state military fund, and forward said warrant to the person entitled thereto.

"§ 75. The commanding officer of each regiment, battalion, battery, or company, shall appoint a suitable person to take charge of the armories or places of deposit of his regiment, battalion, battery or company, and all arms, equipments and other property of the State therein deposited, and to discharge all duties connected therewith, as shall be from time to time prescribed by such commanding officer.

"§ 76. Such person so appointed to take charge of an armory shall receive a compensation not to exceed \$2 per day for the time actually employed in the duties indispensably necessary for the safe keeping and preservation of the property therein committed to his charge, which compensation, as certified to by the commanding officer appointing such person under the provisions of the last preceding section, shall be paid in the same manner and subject to the same rules as are hereinafter provided for the payment of soldiers for military services rendered under the provisions of this act.

"§ 77. The commander-in-chief may, from time to time, make such orders, rules and regulations as he deems proper for the observance of all officers or persons having charge of any arsenal or armory.

"§ 78. Any person who shall willfully injure any arsenal or armory, or its fixtures, or any uniforms, arms or equipments, or any other property therein deposited, shall be deemed guilty of a misdemeanor.

"§ 79. Whenever there shall be a battalion or regiment legally organized under the provisions of this act, in any military district, whose company armories are within fifteen miles of each other, the commanding officer of said district may order, once in each year, the companies of said battalion or regiment to assemble at some certain time and place, and go into an encampment for a period of six days; and in case the respective armories of all the companies in any military district shall be within fifteen miles of each other, then the commander of such district may order all companies within his district to go into such encampment.

"§ 80. It shall be the duty of the adjutant-general to procure and issue to the quartermasters of the districts all necessary tents and camp equipage, to enable commanding officers of districts to carry the foregoing sections into effect.

"§ 81. No person whomsoever shall obstruct, impede, interfere with or molest any parade or review, authorized by this act, or break through

any chain of sentinels, or violate the rules and regulations of any legal encampment of the National Guard; and any officer or soldier, while on duty as a guard or sentry, at any muster, review, parade, drill or encampment, is hereby authorized and required to discharge his duty faithfully, and to maintain his post, guard the lines, preserve order, and protect the said muster, review, parade, drill or encampment, and to this end shall use such force as may be necessary and sufficient to effect the same.

“§ 82. There shall, annually, be paid for the services rendered at the regular parades and encampments, hereinbefore provided for, the following sums, to-wit: To all general, field and staff commissioned officers, and musicians, \$2 per day, and to all non commissioned officers and privates, \$1 per day, for each and every day of such duty; and \$1 per day shall be allowed for each horse used on any parade required by this act, and rations and forage, as prescribed by the army regulations of the United States.

“§ 83. Every company, while encamped, shall have a roll-call, as follows: On the first day at noon, and at the close of evening parade; on the remaining days at seven o'clock in the morning, at noon, at nine o'clock in the evening, and at such other times as the commanding officer of the company, regiment or camp may prescribe; and any officer or soldier absent from either of said roll-calls, except such as are absent on duty, or excused by competent authority, shall be considered as being absent for the day, and shall be allowed no compensation for said day. A commissioned officer of each company shall attend the roll-call of his company, in such camp, and report to the adjutant of his command the absentees of his company, who shall report the same to the commandant.

“§ 84. The commandant of each regiment shall, within ten days after any regular parade or encampment required under the provisions of this act, if such parade or encampment be by regiment, make out (or cause to be made out) and certify, under oath, and return to the adjutant-general a complete roll, in duplicate, of the field, staff and band, who shall have done duty at such parade or camp in conformity with the provisions of this act, and who are entitled to be paid for services under the same, stating the amount due each, and the counties to which they respectively belong; and the commanding officer of each company shall, within ten days after any regular parade or encampment required under the provisions of this act, make out (or cause to be made out) and certify, under oath, and return to the adjutant-general a complete roll, in duplicate, of the members of his company who shall have done duty at said parade or encampments, in conformity with the provisions of this act, and who are entitled to be paid for military services under the same, stating the amount due each, and the counties to which they respectively belong; and the adjutant-general being satisfied that such regimental or company rolls are correct, the commander-in-chief approving the same, shall forward one copy to the State Auditor, with his indorsement thereon, and the other copy he shall retain in his office. Thereupon it shall be the duty of the State Auditor to draw his warrant for the amount due each regiment or company, on the State Treasurer, payable out of the State military fund, created as hereinafter provided, in the name of the paymaster of the military district to which such regiment or company may belong, and shall forward such warrant to said paymaster, who shall thereupon proceed, without delay, to pay the

amounts respectively due to the persons named in such pay-roll, a copy of which shall be forwarded to him by the State Auditor with such warrant. The paymaster shall take duplicate receipts for all moneys paid out by him under the provisions of this act, one copy of which he shall retain, and the other shall be forwarded to the adjutant-general; and after making such payments, he shall pay into the military fund of the State, through the State Treasurer, any unexpended balance he may have on hand, taking the Treasurer's receipt therefor, and making full settlement with said treasurer within thirty days after he shall have received the warrant aforesaid. The paymaster of each military district shall, before receiving any moneys from the State, enter into a bond to the State, in such sum as the commander-in-chief may require, with two good and sufficient securities, to be approved by the commander-in-chief, conditioned for the faithful performance of his duties.

"§ 85. Every commissioned officer shall provide himself with arms, uniform and equipments, and every non-commissioned officer, musician and private shall provide himself with a uniform, according to the rules and regulations prescribed by law, and subject to such restrictions, limitations and alterations as the commander-in-chief may order; but every non-commissioned officer, musician and private shall be furnished with arms and equipments at the expense of the State, and such uniforms, arms and equipments shall in no case be different from those prescribed by the general regulations of the military forces of the United States, unless by special authority of the commander-in-chief.

"§ 86. Each company of artillery shall be provided by the adjutant-general with the battery of maneuver prescribed for that arm by the war department of the United States, with caissons, harness, implements, laboratory and ordnance stores, which may from time to time be necessary for their complete equipment for the field, and a suitable quantity of ammunition for target practice and salutes.

"§ 87. Each company of the national guard shall be furnished with such instruments of music as the commander-in-chief shall order. Each commander of a company or battery may make requisitions upon the adjutant-general, through the regular channels, for instruments of music, knap-sacks and equipments; and commanders of regiments and battalions may make like requisitions for colors and instruments of music for their commands, and all officers of regiments, battalions, companies or batteries receiving such colors, instruments or equipments, shall receipt therefor to the adjutant-general, and shall be responsible for the safe keeping and preservation of the same.

"§ 88. There shall be levied and collected annually, in each county within this State, at the same time all State and county taxes are levied and collected, the same to be set apart as the military fund of the State, a *per capita* tax of fifty cents on all persons enrolled under the provisions of section three (3) of this act, the same to be levied and collected by and with the same power and authority which all other taxes are levied and collected; and it shall be the duty of the county clerks, in their respective counties, to extend such tax against the persons as enrolled and returned by the different assessors under the provisions of this act.

"§ 89. All *bona fide* members of legally organized companies of the national guards of this State, and all bands of music attached thereto, as well as all general, field and staff officers who are uniformed, equipped and doing duty according to law, are hereby exempted from the provisions of the foregoing section.

"§ 90. Every captain of a regularly organized company of the national guard shall, by the first day of May, of each year, furnish a list of the members of the same to the county clerks of their respective counties, and append to each of such lists the following certificate, to-wit:

I, A B, hereby certify, on honor, that the foregoing is a true and correct list of the members of my company, uniformed, equipped and doing duty according to law.

"Said list shall be placed on file in his office, and it is the duty of the clerks of the different counties, in extending the said per capita tax as provided in section eighty-seven (87) of this act, to omit the persons thus listed.

"§ 91. All officers, non-commissioned officers and privates of the national guard of the State of Illinois, shall be subject to all the provisions of this act at all times whilst on duty under their legal officers, whether within the State of Illinois or beyond its jurisdiction; and for any breach of discipline or violation of the provisions of this act, whilst on duty beyond the jurisdiction of this State, they may, after the return of the command to this State, be proceeded against in the same manner as though the offense had been committed within the jurisdiction of the State of Illinois.

"§ 92. All musicians, teamsters, or other persons who may be employed by any organization of the national guard, or by any officer thereof, in the exercise of his official duties, shall be subject to the orders and control of the commanding officer under whom they may be temporarily serving, in the same manner and to the same extent, and be subject to the same discipline and the same penalties as the soldiers of said national guard.

"§ 93. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed."

Which was adopted, yeas 51, nays 38—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Ballow, Bocoock, Booth, Bradwell, Bullard, Casey, Carpenter, Collins, Condon, Cullerton, Davis, Dement, Dewey, Ewing, Ferrier, Flanders, Freeland, Herrington, Herting, Hollenback, Hopkins, Kase, Lemma, Marsh, McLaughlin, McPherran, Meacham, Middlecoff, Moose, Oberly, Oleson, Peltzer, Plowman, Pyatt, Race, Ramey, Rice, Scanlan, Sheridan, Smith, Snow, Soule, Starr, Taggart, Walker, Warner, Webber, Weinheimer, Westfall—51.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Blakely, Branson, Chambers, Connolly, Crawford, Darnell, Dolan, Dresser, Dunham, Efner, Freeman, Gordon, Graham, Gridley, Hart, Henry, Jaques, Jackson, Johnston, Mann, McGee, Mitchell, Newton, Nulton, Pollock, Rogers, Savage, Shaw, Stewart of Winnebago, Streeter, Thomas, Thornton, Wayman, Webster, Wymore, Mr. Speaker—38.

So the amendment was adopted.

Mr. Savage moved to order the bill to a third reading; which was agreed to, yeas 47, nays 41—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Ballow, Bocoock, Booth, Bradwell, Bullard, Casey, Carpenter, Condon, Crawford, Cullerton, Davis, Dement, Ewing, Ferrier, Flanders, Freeland, Herrington, Herting, Hollenback, Kase, Lane of Hancock, Lemma, Marsh, McLaughlin, Middlecoff, Moose, Oberly, Oleson, Orndorff, Peltzer, Pyatt, Race, Ramey, Savage, Scanlan, Sheridan, Smith, Snow, Taggart, Walker, Warner, Webber, Weinheimer, Westfall, Mr. Speaker—47.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Blakely, Branson, Chambers, Collins, Connolly, Darnell, Dewey, Dolan, Dresser, Dunham, Efner, Freeman, Graham, Gridley, Hart, Henry, Hopkins, Jaques, Jackson, Johnston, Mann, McGee, McPherran, Meacham, Mitchell, Newton, Nulton, Pollock, Rice, Rogers, Shaw, Stewart of Winnebago, Streeter, Thomas, Thornton, Wayman, Webster, Wymore—41.

So the bill was ordered to a third reading.

The House resumed the unfinished business of yesterday, being the consideration of the amendment submitted by Mr. Shaw to House bill, No. 787, for "An act to provide for the election of a State Board of Charities, and to regulate and define their duties."

Mr. Stewart of Winnebago (by consent) submitted the following resolution:

*Resolved*, That the citizens of Springfield have permission to use this Hall for a temperance meeting Sunday afternoon, 15th inst., and Monday evening, the 16th inst.

Which was adopted.

On motion of Mr. Johnston,  
At 12:15 P. M. the House adjourned until 2:30 o'clock P. M.

## TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Snow (by consent) presented a petition from citizens of Washington, Illinois, asking for a modification or repeal of the railroad law; which was referred to the committee on railroads.

Mr. Nulton (by consent) presented a petition from citizens of Greene county asking for a modification or repeal of the railroad law; which was referred to the committee on railroads.

On motion of Mr. Moose,

Senate bill, No. 587, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873,"

Was taken up, read a first time and ordered to a second reading.

By consent, Senate bill, No. 597, for "An act making an appropriation for repairing the lock-gates on the Little Wabash river,"

Was taken up, read a first time, and ordered to a second reading.

Mr. Bradwell moved to suspend the rules to permit him to submit a resolution; which was agreed to, yeas 56, nays 27—the yeas and nays being demanded by five members.

Those voting in affirmative are,

Messrs. Alexander of Crawford, Anderson, Barkley, Blakely, Booth, Bradwell, Branson, Casey, Carpenter, Condon, Connelly, Crawford, Darnell, Davis, Dement, Dewey, Dolan, Dunham, Easley, Ewing, Freeland, Gordon, Grant, Hart, Henry, Herrington, Herting, Hollenback, Hopkins, Jacques, Lane of Hancock, Mann, Marsh, McPherran, Middlecoff, Oberly, Olsson, Peltzer, Ramey, Rice, Savage, Shaw, Sheridan, Smith, Snow, Starr, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Walker, Webber, Webster, Weinheimer, Mr. Speaker—56.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Bellow, Boock, Chambers, Efner, Ferrier, Flanders, Freeman, Gridley, Jackson, Johnston, Kass, McLaughlin, Meacham, Moose, Nulton, Oakwood, Oreadorf, Plowman, Pollock, Pyatt, Quinn, Scanlan, Wayman, Wynmore—27.

So the motion to suspend the rules was not agreed to.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 284, for "An act to amend section 80 of 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Collins, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and, on the 14th day of March, 1874, laid before the Governor for his approval, viz:

House bill, No. 502, for "An act to repeal an act entitled 'an act to attach all fractional townships in Kankakee county to full townships therein for school purposes.'"

House bill, No. 428, for "An act to amend section forty-six of an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872."

House bill, No. 562, for "An act to enable towns and villages in this State, having more than forty thousand inhabitants according to the last federal census, having commons, to dispose of the same."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 641, for "An act to revise the law in relation to ferries," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit:

House bill, No. 502, for "An act to repeal an act entitled 'an act to attach all fractional townships in Kankakee county to full townships therein for school purposes.'"

House bill, No. 428, for "An act to amend section forty-six of an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872."

Mr. Bradwell submitted the following resolution:

*Resolved by the House of Representatives, the Senate concurring herein, That this General Assembly adjourn sine die, on Wednesday, March 25th, A. D. 1874, at 12 o'clock M.*

Mr. Quinn moved to postpone the further consideration of the resolution until Thursday next, after reading the journal; which was

agreed to—yeas 50, nays 39—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bocock, Booth, Chambers, Condon, Connolly, Davis, Efner, Ewing, Ferrier, Flanders, Freeland, Gordon, Grant, Gridley, Hart, Hollenback, Jaquess, Jackson, Johnston, Kase, Lane of Hancock, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moose, Nulton, Oakwood, Oleson, Orendorff, Pollock, Pyatt, Quinn, Race, Scanlan, Senna, Snow, Starr, Stewart of Winnebago, Warner, Wayman, Webster, Westfall, Wymore—50.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Barkley, Blakely, Bradwell, Branson, Casey, Carpenter, Collins, Crawford, Darnell, Dement, Dewey, Dolan, Dunham, Easley, Freeman, Henry, Herrington, Hertling, Hopkins, Lemma, Mann, Marsh, Oberly, Peltzer, Plowman, Ramey, Rice, Savage, Shaw, Sheridan, Smith, Streeter, Taggart, Thomas, Thornton, Webber, Weinheimer—39.

So the motion to postpone was agreed to.

The House resumed the unfinished business of this morning, being the consideration of the amendment submitted by Mr. Shaw, to House bill No. 787.

On motion of Mr. McPherran,

The previous question was ordered.

The question being on the adoption of the amendment, it was decided in the affirmative, yeas 53, nays 31—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Ballow, Booth, Bradwell, Branson, Casey, Carpenter, Chambers, Connolly, Crawford, Davis, Dement, Dunham, Efner, Ewing, Ferrier, Flanders, Gordon, Grant, Gridley, Hollenback, Hopkins, Jaquess, Johnston, Lane of Hancock, Mann, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moose, Oberly, Oleson, Orendorff, Peltzer, Plowman, Pollock, Pyatt, Race, Ramey, Savage, Shaw, Sheridan, Snow, Stewart of Winnebago, Taggart, Thomas, Warner, Wayman, Wymore, Mr. Speaker—52.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Blakely, Bocock, Collins, Darnell, Dewey, Dolan, Easley, Freeland, Freeman, Hart, Henry, Herrington, Hertling, Jackson, Kase, Marsh, McLaughlin, Nulton, Oakwood, Quinn, Scanlan, Senna, Smith, Starr, Streeter, Thornton, Webster, Weinheimer—31.

So the amendment was adopted.

The bill was then ordered engrossed for a third reading.

The special order for this hour, being the consideration of House bill, No. 882, for "An act to provide for the election, and prescribe the duties of the supervisor of state institutions, and to revise the law in relation to the State charitable institutions,"

Was taken up and the bill read a second time.

Mr. Armstrong of Grundy submitted the following amendment:

Amend section four (4) by filling the blank with the words "fifteen hundred."

Which was adopted.

Mr. Quinn submitted the following amendment:

Strike out of line 2, section 5, the word "not."

Which was not adopted.

Mr. Thornton submitted the following amendment:

Strike out section 8.

Which was adopted.

Mr. Quinn submitted the following amendment:

Insert in the blank in line 1, section 10, the words "three thousand dollars."

Which was adopted.

Mr. Quinn submitted the following amendment:

Insert in line 2, section 10, the words "five hundred dollars."

Mr. Shaw submitted the following amendment to the amendment:



Strike out "five" and insert "fifteen."

Which was not adopted.

Mr. Hopkins submitted the following substitute for the amendment: Insert in line 2, section 10, the words, "not exceeding one thousand dollars."

Which was adopted.

Mr. Efnor submitted the following amendment:

Amend by adding to section 10 the following: "The said supervisor shall be liable to impeachment for any misdemeanor in his office, and the Governor shall appoint, by and with the advice and consent of the Senate, a suitable person to fill the vacancy caused thereby. The person so appointed shall hold his office until his successor is elected and qualified, give like bond, perform like duties and receive the same compensation as the supervisor elect."

Which was not adopted.

Mr. Shaw submitted the following amendment:

"§ —. It shall be the duty of said supervisor to provide for the wants of said institutions; but all contracts for furnishing articles, such as flour, grain, fuel, provisions and such other articles necessary for such institutions, and all contracts exceeding three hundred dollars (\$300) for repairs or improvements for such institutions, which are now or hereafter may be allowed by law, shall be let to the lowest bidder. Said supervisor, before the letting of any such contract, shall cause notice to be given thereof, for three weeks previously, in some public newspaper, printed and published at or adjacent to such institution, and in one of the most public Chicago newspapers: which notice shall contain the kind, quality and quantity of the articles required, the time or times, and the place required, for the delivery of the same, (and if for repairs or improvements, the nature and character of such repairs or improvements,) for which specifications shall be furnished. The bids for the same shall be sealed, and shall be opened at a day to be named in said notice. Said supervisor shall also require of the person to whom such contract shall be let, that he give a good and sufficient bond, with three securities, in the name of the People of the State of Illinois, for the use of such supervisor, conditioned that he will faithfully carry out and perform the conditions of his contract."

Mr. Warner submitted the following substitute for the amendment:

Amend by inserting section 10½.

"§ 10½. It shall be the duty of said supervisor to provide for the wants of said institutions; but all contracts for furnishing articles, such as flour, grain, fuel, provisions and such other articles necessary for such institutions, and all contracts exceeding three hundred dollars (\$300) for repairs or improvements for such institutions, which are now or hereafter may be allowed by law, shall be let to the lowest bidder. Said supervisor, before the letting of any such contract, shall cause notice to be given thereof, for three weeks previously, in some public newspaper, printed and published at or adjacent to each institution, and in one of the most public Chicago newspapers; which notice shall contain the kind, quality and quantity of the articles required, the time or times, and the place required, for the delivery of the same, (and if for repairs or improvements, the nature and character of such repairs or improvements,) for which specifications shall be furnished. The bids for the same shall be sealed, and shall be opened in presence of the Secretary of State and State Auditor, at a day to be named in said notice. Said su-

pervisor shall also require of the person to whom such contract shall be let, that he give a good and sufficient bond, with three securities, in the name of the Supervisor for the use of the People of the State of Illinois, conditioned that he will faithfully carry out and perform the conditions of his contract."

Which was not adopted.

The question then being on the adoption of the amendment, it was decided in the affirmative.

Mr. Lane of Hancock submitted the following amendment:

Add to section one (1), "In case of vacancy in the office of supervisor, the same may be filled by the Governor, by and with the advice and consent of the Senate; the person so appointed to hold his office until the next general election, and until his successor is elected and qualified."

Which was adopted.

Mr. Mann submitted the following amendment:

Amend section 13 by adding the following: "No supervisor, trustee, treasurer, superintendent or other officer or agent appointed by virtue and under the provisions of this act, shall be directly or indirectly interested in any contract for building, repairing, furnishing, or supplying said institutions. Any violation of this section shall subject the offender, on conviction, to be punished by a fine of not more than one thousand dollars or imprisonment in the penitentiary for a term not exceeding three years."

Which was adopted.

Mr. Efner submitted the following amendment:

Add to section 16 the following: "subject to the approval of the supervisor."

Which was adopted.

Mr. Jaquess submitted the following amendment:

Insert after the word "account," in line 7, section 21, the words "which account shall be verified by affidavit."

Which was adopted.

Mr. Crawford submitted the following amendment:

Add after the word "and," in line 2, section 22, the words, "if he approve the same," and after the word "he," insert the words, "shall certify the same."

Which was adopted.

Mr. Quinn submitted the following amendment:

Amend section 26 by striking out all after the word "services," in line 1.

Which was not adopted.

Mr. Gordon submitted the following amendment:

Add to end of section 28, "Provided, that no charge shall be made against patients for board."

Which was adopted.

Mr. Quinn submitted the following amendment:

Amend section 28, line 4, by striking out the words "a married man" and the word "with," and in line 5 strike out the words, "his wife."

Which was adopted.

Mr. Quinn submitted the following amendment:

Strike out of lines 10 and 11, section 28, the words, "for the efficient and economical administration of the affairs of the hospital."

Which was not adopted.

Mr. Shaw submitted the following amendment:

After line 3, section 28, "*Provided*, that no superintendent shall receive a greater salary than twenty-five hundred dollars per year."

Which was adopted.

Mr. Efner submitted the following amendment:

Amend section 28, line 6, by inserting after the word "trustees," the words, "or supervisor."

Which was not adopted.

Mr. Thornton submitted the following amendment:

Add to line 4, section 30, "The compensation for the services of said principal shall not exceed two thousand dollars per annum."

Which was adopted.

Mr. Shaw submitted the following amendment:

Section 33, add, "the salary of such superintendent shall not exceed two thousand dollars."

Which was adopted.

Mr. Branson submitted the following amendment:

Section 36, line 2, strike out "and a married man," and strike out "with his family."

Which was adopted.

Mr. Thornton submitted the following amendment:

Add to line 4, section 36, "The compensation of said superintendent shall not exceed two thousand dollars per annum."

Which was adopted.

Mr. Shaw submitted the following amendment:

Add to section 40, "*Provided*, that said superintendent shall not receive a greater salary than fifteen hundred dollars per annum."

Which was adopted.

Mr. Armstrong of Grundy submitted the following amendment:

Add to end of section 43, "and who shall receive a salary not to exceed three thousand dollars per annum."

Which was adopted.

Mr. Jaquess submitted the following amendment:

Insert in line 6, section 41, after the word "citizen," the words "the theory of the United States survey of public lands."

Which was not adopted.

Mr. Crawford submitted the following amendment:

Strike out in section 45, the words "school commissioner" whenever it occurs, and insert the words "county superintendent of schools."

Which was adopted.

Mr. Warner submitted the following amendment:

Section 47, line 1, after the word "shall," strike out the words "have discretionary power," and in line 3, after the word "efforts" strike out the word "to."

Which was adopted.

Mr. Thornton submitted the following amendment:

Add to section 49, the following: "Said regent shall not be paid for his services to exceed the sum of three thousand dollars per annum."

Mr. Shaw submitted the following substitute for the amendment:

Add to section 49, the following: "and who shall receive a salary not to exceed four thousand dollars per annum."

The vote on the adoption of the substitute was as follows, yeas 43, nays 33—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Ballow, Barkley, Boccock, Bradwell, Carpenter, Chambers, Connolly, Crawford, Davis, De ment, Dunham, Ewing, Freeland, Freeman, Gordon, Gridley, Hart, Hollenback, Hopkins, Jaques, Lane of Hancock, Lemma, Mann, McGee, McPherran, Middlecoff, Mitchell, Oakwood, Oreadoff, Peltzer, Pollock, Pyatt, Race, Ramey, Rice, Senne, Shaw, Snow, Stewart of Winnebago, Taggart-Thomas, Warner, Mr. Speaker—43.

Those voting in the negative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Blakely, Booth, Casey, Collins, Condon, Darnell, Dewey, Dolan, Efner, Flanders, Grant, Herrington, Jackson, Johnston, Kase, Marsh, Newton, Nulton, Oberly, Quinn, Savage, Sheridan, Smith, Streeter, Thornton, Wayman, Webber, Webster, Weinheimer, Wymore—33.

It appearing that there was not a quorum of the House present,

On motion of Mr. Hart,

At 5:50 o'clock P. M., the House adjourned.

MONDAY, MARCH 16, 1874.

The House met at the regular hour.

The journal of Saturday last was being read, when,

On motion of Mr. Anderson,

The further reading of the same was dispensed with.

Mr. Davis (by consent) submitted the following resolution :

*Resolved by the House of Representatives, the Senate concurring herein, That the joint committee on revision be instructed to ascertain what bills now pending before the two branches of the General Assembly are of pressing importance in order to complete the revision, and report the same back as soon as possible. Such bills, when reported, shall take precedence, and be considered to the exclusion of other business.*

Which was adopted.

Mr. Gridley (by consent) presented a petition from citizens of Lake county asking that the penalty of death be abolished and imprisonment substituted therefor.

Which was referred to the select committee on capital punishment.

The House resumed the unfinished business of Saturday last, being the consideration of the substitute submitted by Mr. Shaw for the amendment to section 49, of House bill, No. 882, for "An act to provide for the election and prescribe the duties of the supervisor of State institutions, and to revise the law in relation to the State charitable institutions."

By consent the further consideration of the substitute was temporarily laid aside.

Mr. Armstrong of Grundy moved to reconsider the vote by which the amendment submitted by Mr. Gordon to section 28, was adopted ; which was agreed to.

The question again being on the adoption of said amendment, it was decided in the negative.

Mr. Ferrier submitted the following amendment :

Insert after the word "student," in line 17, section 50, the words "or instructor."

Which was not adopted.

Mr. Hollenback submitted the following amendment :

Add the following section : "§ 55. The treasurer of said Illinois Industrial University, and the said board of trustees, are hereby required in future to invest the principal of the funds arising from the endowment of the United States in interest-bearing bonds of the United States, or of this State, or of other states which did not participate in the late rebellion. They are hereby prohibited from changing the securities in which said fund may be invested, without the express per-

mission of the General Assembly, except that county bonds in which some of said funds are now invested may be sold and the proceeds thereof invested in interest-bearing bonds of the class and character specified above in this section."

Which was adopted.

Mr. Shaw submitted the following amendment:

Amend the bill by renumbering the sections to correspond with the amendments adopted.

Which was adopted.

Mr. Shaw submitted the following amendment:

Add the following section: "§ 56. The commissioners of public charities, under the present law, shall hold their offices until the first day of January, A. D. 1875, and until the supervisor elected under this act shall be qualified and enter upon the discharge of his duties, when such commissioners shall turn over to such elected supervisor all books, deeds, papers, contracts, moneys or funds, and all other property connected with said institutions, and shall take the receipt of such supervisor therefor, which receipt shall be sufficient evidence to charge said supervisor for all property receipted for by them."

Which was adopted.

Mr. Efner submitted the following amendment:

Add to section 12, the following: "*Provided*, that not more than one trustee for the same institution shall be appointed from any one county."

Which was adopted.

Mr. Gridley submitted the following amendment:

Add to section 51, the following: "And shall be of good moral character."

Which was not adopted.

Mr. Armstrong of LaSalle moved to reconsider the vote by which the amendment submitted by Mr. Efner, to section 28, line 6, was lost; which was agreed to.

The question again being on the adoption of said amendment, it was decided in the affirmative.

The House resumed the consideration of the substitute submitted by Mr. Shaw, for the amendment to section 49.

The question then being on the adoption of said substitute, it was decided in the negative.

The question recurring on the adoption of the amendment, it was decided in the affirmative.

The bill was then ordered engrossed for a third reading.

Mr. Scanlan moved to take up House bill, No. 752, for "An act to regulate the appropriations for the necessary expenses of the State charitable institutions, and make it the special order for to-morrow; which was not agreed to.

Mr. Shaw submitted the following report:

*To the Speaker of the House of Representatives:*

The committee on judiciary, to whom was referred Senate bill, No. 295, for "An act to revise the law in relation to interest," report the same to the House with an amendment, and recommend the passage of the bill as by them amended.

The report of the committee was concurred in, the amendment adopted, and the bill ordered to a third reading.

By consent, Senate bill, No. 468, for "An act to revise the law in relation to quo warranto,"

Was read a second time, and ordered to a third reading.

By consent, Senate bill, No. 492, for "An act in regard to horse and dummy railroads,"

Was read a second time, and ordered to a third reading.

By consent, House bill, No. 642, for "An act to revise the law in relation to the Illinois and Michigan Canal,"

Was taken up, and the pending amendments, submitted by the committee on canal and river improvements, adopted.

Mr. Armstrong of LaSalle submitted the following amendment:

Strike out of line 31, section 8, the word "now."

Which was adopted.

Mr. Hart submitted the following amendment:

Amend section 8, by inserting after the word "time," where it occurs the second time in line 48, "to the highest and best bidder (after publishing notice in some newspaper published in the county where the ice privilege to be leased may be) in sections not exceeding one thousand feet, linear measure."

Which was adopted.

Mr. Armstrong of LaSalle submitted the following amendments:

Amend section 9, paragraph one, 9th line, after the word "use," add "overflow or damage." 11th line, after the word "repair," add "build or construct any dam, lock, or other improvement."

Which were adopted.

Mr. Armstrong of LaSalle submitted the following amendment:

Amend section 9, third clause, 17th line, by adding after the word "prosecuted," the following, to-wit: "They may also appraise or cause to be appraised and adjust all claims for damages growing out of the negligence or carelessness of the persons in charge of said canal by means whereof parties navigating said canal shall sustain damages, and when so appraised or adjusted, they may pay the same from the tolls collected, and make report thereof: *Provided*, that such claim for damages and appraisement thereof, in no single case, shall exceed the sum of \$100. If in excess of that sum, they shall report the same to the governor for further legislation."

Which was adopted.

Mr. Armstrong of LaSalle submitted the following amendment:

Section 9, paragraph two: "*Provided*, that the damages, cost of materials, and improvements shall, in all cases, be paid out of the net proceeds derived from tolls."

Which was adopted.

Mr. Collins moved to reconsider the vote by which the following amendment was adopted:

Amend section 8, by striking out, from lines 55 and 56, the words "and the real estate situated in the city of Chicago."

Which was agreed to.

The question again being on the adoption of the amendment, it was decided in the negative.

Mr. Oleson moved to reconsider the vote by which the amendment submitted by Mr. Armstrong to section 9, clause 3, line 17, was adopted; which was not agreed to.

The bill was then ordered engrossed for a third reading.

The Senate message, concurring in the following House amendment to Senate bill, No. 481, for "An act to revise the law in relation to toll roads," to-wit:

Add to section 6 the following: "*Provided*, that in cases of plank

roads only the width of eight feet of such road shall be required to be planked."

And refusing to concur in the following House amendments to said bill: Strike out section 12; strike out of section 13 the words "town or village;" insert after the word "county," where it occurs the second time in line 2, section 4, the words, "and the consent of the commissioners of highways of the town;" strike out of section 14 the words "falsely represent himself as being one of the classes exempt from toll."

Was taken up.

Mr. Bradwell moved that the House insist on its amendments to said bill; which was agreed to—yeas 80, nays 9.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocock, Booth, Bradwell, Branson, Casey, Carpenter, Chambers, Condon, Connolly, Crawford, Darnell, Davis, Dewey, Dolan, Efner, Ewing, Flanders, Freeland, Freeman, Gordon, Graham, Grant, Gridley, Hart, Hay, Henry, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Jaquess, Jackson, James, Johnston, Jones, Kase, Mann, Marsh, McGee, McLaughlin, Middlecoff, Mitchell, Mulvane, Newton, Oakwood, Oleson, Peltzer, Pollock, Quinn, Race, Ramey, Rice, Savage, Scanlan, Senne, Shaw, Snow, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Webber, Webster, Weinheimer, Wood, Wymore, Mr. Speaker—80.

Those voting in the negative are,

Messrs. Collins, Dement, Dunham, McPherran, Oberly, Orendorff, Pyatt, Smith, Streeter—9.

So the House insists on its amendments to said bill.

Mr. Wood moved that a committee of three be appointed on the part of the House, and that the Senate be requested to appoint a like committee, to constitute a committee of conference in relation to the differences between the House and Senate in relation to said amendments; which was agreed to.

The Speaker announced as said conference committee, on the part of the House, Messrs. Wood, Bradwell and Dunham.

The Senate message, refusing to concur in the House amendments to Senate bill, No. 477, for "An act to revise the law in relation to toll bridges," was taken up.

Mr. Wood moved that the House insist on its amendment to said bill; which was agreed to—yeas 76, nays 8.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Barkley, Blakely, Bocock, Booth, Bradwell, Branson, Casey, Carpenter, Chambers, Connolly, Crawford, Darnell, Dement, Dewey, Dolan, Dunham, Efner, Ewing, Flanders, Freeland, Freeman, Graham, Grant, Gridley, Hay, Henry, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Jaquess, Jackson, James, Johnston, Jones, Kase, Mann, Marsh, McGee, McLaughlin, McPherran, Middlecoff, Mulvane, Newton, Oakwood, Oberly, Orendorff, Peltzer, Pollock, Pyatt, Quinn, Race, Savage, Scanlan, Senne, Shaw, Snow, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Thornton, Warner, Wayman, Webber, Webster, Weinheimer, Wood, Wymore, Mr. Speaker—76.

Those voting in the negative are,

Messrs. Collins, Condon, Davis, Gordon, Mitchell, Ramey, Rice, Smith, Streeter—9.

So the House insists on its amendments to said bill.

Mr. Wood moved that a committee of three be appointed on the part of the House, and that the Senate be requested to appoint a like committee, to constitute a committee of conference in relation to the differences between the House and Senate in relation to said amendments; which was agreed to.

The Speaker announced as said conference committee on the part of the House, Messrs. Wood, Dunham and Bradwell.

The Senate amendments to House bill, No. 619, for "An act to revise the law in relation to the commitment and detention of lunatics," was taken up and concurred in—yeas 78, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Blakely, Boocock, Booth, Bradwell, Branson, Casey, Carpenter, Collins, Condon, Connolly, Crawford, Darnell, Davis, Dewey, Dolan, Dresser, Dunham, Esher, Ewing, Flanders, Freeland, Freeman, Graham, Grant, Gridley, Hay, Henry, Herrington, Hite of St. Clair, Hollenback, Hopkins, Jaques, Jackson, James, Johnston, Jones, Mann, Marsh, McGee, McLaughlin, McPherran, Middlecoff, Mitchell, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pollock, Pyatt, Quinn, Race, Ramey, Rice, Savage, Scanlan, Senne, Shaw, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thornton, Walker, Warner, Wayman, Webber, Webster, Weinheimer, Wood, Wymore, Mr. Speaker—79.

So the amendment was concurred in.

The Senate amendments to House bill, No. 645, for "An act to revise the law in relation to limited partnerships," were taken up and concurred in—yeas 79, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Blakely, Boocock, Booth, Bradwell, Branson, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Darnell, Davis, Dewey, Dolan, Dunham, Esher, Ewing, Flanders, Freeland, Freeman, Gordon, Grant, Gridley, Hay, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Jaques, Jackson, James, Johnston, Jones, Kase, Mann, Marsh, McGee, McLaughlin, McPherran, Mitchell, Mulvane, Oakwood, Oberly, Orendorff, Peltzer, Pollock, Pyatt, Quinn, Race, Ramey, Rice, Savage, Scanlan, Senne, Shaw, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Webber, Webster, Weinheimer, Wood, Wymore, Mr. Speaker—79.

So the Senate amendments were concurred in.

The Senate amendments to House bill, No. 651, for "An act to revise the law in relation to promissory notes, bonds, due bills and other instruments in writing," were taken up and concurred in—yeas 82, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Blakely, Boocock, Booth, Bradwell, Branson, Casey, Chambers, Collins, Connolly, Crawford, Darnell, Davis, Dement, Dewey, Dolan, Dunham, Esher, Ewing, Ferrier, Flanders, Freeland, Freeman, Graham, Grant, Gridley, Hay, Henry, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Jaques, Jackson, James, Johnston, Jones, Kase, Mann, Marsh, McGee, McLaughlin, McPherran, Middlecoff, Mitchell, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pollock, Pyatt, Race, Ramey, Rice, Savage, Scanlan, Senne, Shaw, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Thornton, Walker, Warner, Webber, Webster, Weinheimer, Wood, Wymore, Mr. Speaker—82.

Mr. Westfall voted in the negative.

So the Senate amendments were concurred in.

The Senate amendments to House bill, No. 685, for "An act to revise the law in relation to escheats," were taken up.

Mr. Hay moved to concur in said amendments; which was not agreed to—yeas 12, nays 72.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Blakely, Davis, Dewey, Flanders, Kase, McPherran, Mulvane, Race—12.

Those voting in the negative are,

Messrs. Ballow, Boocock, Booth, Bradwell, Branson, Casey, Chambers, Collins, Connolly, Crawford, Darnell, Dement, Dolan, Dresser, Dunham, Esher, Ewing, Ferrier, Freeland, Freeman, Graham, Grant, Gridley, Hay, Henry, Herrington, Herting, Hollenback, Hopkins, Jaques, Jackson, James, Johnston, Jones, Mann, Marsh, McGee, McLaughlin, Middlecoff, Mitchell, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pollock, Pyatt, Ramey, Rice, Savage, Scanlan, Senne, Shaw, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Webber, Webster, Weinheimer, Westfall, Wood, Wymore, Mr. Speaker—72.

So the House refused to concur in said amendments.

Mr. Hay moved that a committee of three be appointed on the part of the House, and that the Senate be requested to appoint a like committee, to constitute a committee of conference, in relation to the differences between the House and Senate on said amendments; which was agreed to.

The Speaker announced as the committee of conference on the part of the House on said amendment, Messrs. Hay, Armstrong of Grundy and Pollock.

The Senate amendments to House bill, No. 641, for "An act to revise the law in relation to ferries," were taken up.



Mr. Connolly moved to concur in the first Senate amendment to said bill, to strike out section 24; which was agreed to—yeas 82, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Barkley, Blakely, Bocock, Booth, Bradwell, Branson, Casey, Chambers, Collins, Connolly, Darnell, Davis, Dement, Dewey, Dolan, Dresser, Dunham, Efner, Ewing, Flanders, Freeland, Freeman, Gordon, Graham, Grant, Gridley, Hay, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Jones, Kase, Mann, Marsh, McGee, McLaughlin, McPherran, Middlecoff, Mitchell, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pollock, Pyatt, Rice, Rice, Savage, Scanlan, Senna, Shaw, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Webber, Webster, Weinheimer, Wood, Wymore, Mr. Speaker—82.

Messrs. Crawford and Westfall voted in the negative.

So the first Senate amendment was concurred in.

Mr. Dunham moved to concur in the second Senate amendment to said bill, to amend section 5 by inserting after the word "found," in line 5, "such notice shall be given to the party in possession of the land, if the same be occupied and no person be in possession then;" which was agreed to—yeas 85, nays, 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Barkley, Blakely, Booth, Bradwell, Branson, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Darnell, Davis, Dement, Dewey, Dolan, Dresser, Dunham, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Gordon, Graham, Grant, Gridley, Hay, Henry, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Jaquess, Jackson, James, Johnston, Jones, Kase, Mann, Marsh, McGee, McLaughlin, McPherran, Middlecoff, Mitchell, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pollock, Pyatt, Ramey, Rice, Savage, Scanlan, Senna, Shaw, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Webber, Webster, Weinheimer, Wood, Wymore, Mr. Speaker—85.

Mr. Westfall voted in the negative.

So the second Senate amendment was concurred in.

On motion of Mr. Thornton,

At 12:05 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Kase (by consent) introduced House bill, No. 888, for "An act to prevent the licensing of houses of ill-fame and the inspection or medical examination of the inmates thereof in the incorporated cities, towns and villages of this State."

Which was referred to the committee on judiciary.

Mr. Connolly (by consent) introduced House bill, No. 889, for "An act to provide for the compiling, publication and distribution of the Statutes of the State."

Which was read a first time, and referred to the committee on printing.

The Senate amendment to the House amendment to section 7 of Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence," was taken up.

Mr. Dunham moved to concur in said Senate amendment; which was agreed to—yeas 78, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocock, Bradwell, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Darnell, Davis, Dement, Dewey, Dolan, Dresser, Dunham, Efner, Ewing, Ferrier, Flanders, Gordon, Graham, Grant, Gridley, Hay, Henry, Herrington, Hite of St. Clair, Hollenback, Hopkins, Jaquess, Jackson, James, Johnston, Jones, Kase, Lane of Hancock, Mann, Marsh, McPherran, Middlecoff, Mitchell, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pollock, Pyatt, Ramey, Rice, Savage, Scanlan, Senna, Shaw, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Webber, Webster, Weinheimer, Wood, Wymore, Mr. Speaker—82.

dileoff, Mitchell, Mulvane, Nulton, Oakwood, Oberly, Plowman, Pollock, Pyatt, Race, Ramey, Rice, Savage, Scanlan, Senne, Shaw, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Webber, Weinheimer, Westfall, Wood, Wymore, Mr. Speaker—78.

So the Senate amendment was concurred in.

The Senate message refusing to concur in the House amendments to strike out in section 11, line 3, division 14, of Senate bill, No. 448, the words, "robbery, burglary and arson," and insert the word "or" after the word "manslaughter," and to insert between sections 240 and 241 a new section, as follows:

"§ —. If any person shall purchase or receive for sale from any other person any link, pin, bearing, journal, or other article of iron, brass or other metal which has been manufactured and is used exclusively for railroad purposes, and which shall have stamped thereon the name of some railroad company, or the initial letter thereof, without the consent, in writing, of the president, general manager or general superintendent of such railroad company, such person shall be fined in a sum not less than one hundred dollars nor more than five hundred dollars, and be imprisoned not less than ten days nor more than ninety."

Was taken up.

Mr. Dunham moved that the House insist on the said amendments; which was agreed to—yeas 55, nays 24.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Becock, Casey, Chambers, Collins, Darnell, Davis, Dresser, Dunham, Efner, Ewing, Ferrier, Flanders, Freeland, Gordon, Graham, Grant, Gridley, Herrington, Hite of St. Clair, Hollenback, Hopkins, Jackson, Johnston, Jones, Kase, Mann, Marsh, McLaughlin, McPherran, Middlecoff, Mitchell, Mulvane, Nulton, Oakwood, Oberly, Pollock, Race, Scanlan, Senne, Shaw, Smith, Stewart of McLean, Thornton, Walker, Webber, Weinheimer, Westfall, Wood, Wymore, Mr. Speaker—55.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Bradwell, Carpenter, Connolly, Crawford, Dement, Dewey, Dolan, Hay, Henry, Jaquess, James, Lane of Hancock, Plowman, Pyatt, Ramey, Rice, Savage, Sear, Stewart of Winnebago, Streeter, Taggart, Thomas, Warner—24.

So the House insists on said amendments.

Mr. Armstrong of Grundy moved that a committee of three be appointed on the part of the House, and that the Senate be requested to appoint a like committee, to constitute a committee of conference in relation to the differences between the House and Senate in relation to said amendments; which was agreed to.

The Speaker announced as the conference committee on the part of the House on said amendments, Messrs. Dunham, Shaw and Herrington.

The Senate message refusing to concur in the House amendments to Senate bill, No. 459, for "An act to revise the law in relation to mines," was taken up.

Mr. Pollock moved that the House insist on its amendment to said bill; which was agreed to—yeas 72, nays 5.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Becock, Booth, Branson, Casey, Carpenter, Chambers, Collins, Crawford, Darnell, Davis, Dement, Dewey, Dunham, Efner, Ewing, Ferrier, Flanders, Freeland, Graham, Grant, Gridley, Hay, Henry, Herrington, Hite of St. Clair, Hollenback, Hopkins, Jaquess, James, Johnston, Jones, Kase, Lane of Hancock, Mann, Marsh, McLaughlin, McPherran, Middlecoff, Mitchell, Mulvane, Nulton, Oakwood, Plowman, Pollock, Pyatt, Race, Ramey, Rice, Savage, Scanlan, Senne, Shaw, Smith, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Warner, Wayman, Webber, Weinheimer, Westfall, Wood, Wymore, Mr. Speaker—72.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Dolan, Dresser, Jackson—5.

So the House insists on its amendments to said bill.

Mr. Armstrong of LaSalle moved that a committee of three be appointed on the part of the House, and that the Senate be requested to ap-

point a like committee, to constitute a committee of conference in relation to the differences between the House and Senate on said amendments; which was agreed to.

The Speaker announced as the conference committee on the part of the House on said amendments, Messrs. Armstrong of LaSalle, Jones and Thomas.

The Senate amendment to House bill, No. 306, for "An act to authorize courts of record, in certain cases, to order lands to be sub-divided and platted," was taken up.

Mr. Stewart of Winnebago moved that the House concur in said amendment; which was agreed to—yeas 82, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Boocock, Booth, Bradwell, Branson, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Darnell, Davis, Dement, Dewey, Dolan, Dresser, Dunham, Efner, Ewing, Ferrier, Flanders, Freeland, Gordon, Graham, Grant, Gridley, Hay, Henry, Herrington, Hite of St. Clair, Hollenback, Hopkins, Jaquess, Jackson, James, Johnston, Jones, Kase, Lane of Hancock, Loomis, Mann, Marsh, McLaughlin, McPherran, Middlecoff, Mitchell, Mulvane, Nulton, Oakwood, Plowman, Pollock, Pyatt, Race, Ramey, Rice, Savage, Scanlan, Senne, Shaw, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Webber, Weinheimer, Wood, Wymore, Mr. Speaker—82.

So the Senate amendment was concurred in.

On motion of Mr. Scanlan,

Senate bills on first reading were taken up.

Senate bill, No. 565, for "An act to provide a fund for the relief of members of police and fire departments in incorporated cities, wounded or disabled in the discharge of their duties, and for the relief of the surviving family of any member of said departments, killed while on duty,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 522, for "An act authorizing the trustees of the State Reform School to lease the labor of the inmates,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 489, for "An act in relation to the office of chancellor in universities of learning,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 576, for "An act to amend sections 59 and 62 of 'an act in regard to roads and bridges, in counties under township organization,' approved April 11, 1873,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 537, for "An act to provide for the payment of the registered indebtedness of counties, townships, cities and towns,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 558, for "An act to amend section 29 of an act entitled 'an act concerning conveyances,' approved March 29, 1872,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 556, for "An act to authorize the removal of the feeder dam across the Calumet river, near Blue Island, in Cook county, in the State of Illinois, and to provide compensation to Christian Pfeiffer and John Roll for any loss they may sustain by its removal,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 588, for "An act to provide the manner of proposing amendments to the constitution and submitting the same to the electors of this State,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 535, for "An act to amend an act entitled 'an act in regard to guardians and wards,' approved April 10, 1872,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 543, for "An act concerning covenants of warranty," Was read a first time, and ordered to a second reading.

Senate bill, No. 599, for "An act to amend section 1, of article 8, of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872."

Was read a first time and ordered to a second reading.

Senate bill, No. 284, for "An act to amend section 80 of 'an act to establish and maintain a system of free schools,' approved April 1, 1872," was read a first time.

Mr. Hopkins moved to refer the bill to the committee on education; which was not agreed to.

Mr. Hopkins moved to lay the bill on the table; which was not agreed to.

The bill was then ordered to a second reading.

On motion of Mr. Armstrong of LaSalle,

House bill, No. 838, for "An act to amend an act entitled 'an act to provide for the exercise of the right of eminent domain,'" was read a second time.

Mr. Shaw submitted the following amendment:

Strike out all in relation to section 9 of said act.

Which was adopted.

The bill was then ordered to a third reading.

By consent, the motion to reconsider the vote by which House bill, No. 231, for "An act to limit and determine the time for which counties, cities, townships, towns and precincts, in this State, shall be liable and holden to issue aid for the building of any railroad, in pursuance of any vote taken in conformity to the laws of this State" was passed, was taken up.

On motion of Mr. Mulvane,

The motion to reconsider was laid on the table.

By consent, Senate bill, No. 597, for "An act making an appropriation for repairing the lock-gates on the Little Wabash river,"

Was read a second time, and ordered to a third reading.

By consent, Senate bill, No. 587, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the state of Illinois, exclusive of the county of Cook,' approved May 2, 1873,"

Was read a second time, and ordered to a third reading.

Mr. Moffett (by consent) submitted the following report:

Your committee on agriculture and horticulture, to whom was referred Senate bill, No. 26, for "An act to reorganize the Illinois State Horticultural Society," would report the same back with an amendment, and recommend that the bill, as amended, do pass.

The report of the committee was concurred in, the bill read a second time, the amendments adopted, and the bill ordered to a third reading.

Mr. Shaw (by consent) submitted the following report:

*To the Speaker of the House of Representatives:*

The committee on judiciary, to whom was referred House bill, No. 258, for "An act to amend 'an act in regard to evidence and depositions in civil cases,' approved March 29, 1872," report the same to this House with amendments, recommending its passage as amended.

The report of the committee was concurred in, and the bill read a first time and ordered to a second reading, and amendments ordered printed.

Mr. Shaw (by consent) made the following report :

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred Senate bill, No. 119, for "An act to fix the liability of common carriers receiving property for transportation," report the same back to the House, recommending its passage.

The report of the committee was concurred in, and the bill ordered to a third reading.

By consent the order of reports of committees was taken up.

Mr. Shaw submitted the following report :

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred House bill, No. 873, for "An act to legalize and confirm the conveyance of certain lots by the president and council of the town of Camden Mills, in the county of Rock Island," report the same back recommending its passage.

The report of the committee was concurred in, and the bill read a first time and ordered to a second reading.

Mr. Shaw submitted the following report :

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred House bill, No. 869, for "An act making it the duty of collectors to receive coupons for special assessments," report this bill to the House with the recommendation that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Shaw, from the committee on judiciary, to which was referred House bill, No. 774, for "An act to amend section thirty-two (32) of an act to provide for the election and qualification of justices of the peace and constables, and to provide for the jurisdiction and practice of justices of the peace in civil cases, and to fix the duties of constables, and to repeal certain acts therein named, approved April 1, 1872," reported the same back, and recommended that the bill do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Shaw submitted the following report :

*To the Speaker of the House of Representatives :*

The committee on judiciary, to whom was referred House bill, No. 216, for "An act for the protection of individuals, merchants, companies or corporations doing business or living in the State of Illinois," report same to the House with the recommendation that it do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Westfall, from the committee on fees and salaries, to which was referred House bill, No. 855, for "An act to amend section 5 of an act entitled 'an act to fix the salaries of State officers; etc., etc.," reported the same back, and recommended that the bill do pass.

The report of the committee was concurred in, and the bill read a first time and ordered to a second reading.

Mr. Westfall, from the committee on fees and salaries, to which was referred House bill, No. 712, for "An act to amend an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the

county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' in force July 1, 1872," reported the same back with amendments, and recommended their adoption.

The report of the committee was concurred in, the amendments adopted, and the bill ordered printed as amended, and ordered engrossed for a third reading.

Mr. Gordon submitted the following report:

HON. S. M. OULLOM, *Speaker of the House of Representatives*:

The committee on state institutions, to which was referred Senate bill, No. 334, for "An act relative to property conveyed, devised or bequeathed to the State in trust for charitable purposes," report the same back with the recommendation that it do pass.

The report of the committee was concurred in, the bill read a second time, and ordered to a third reading.

Mr. Graham, from the committee on revenue, to which was referred House bill, No. 879, for "An act to amend section 137 of the revenue law," reported the same back, and recommended that the bill do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Graham, from the committee on revenue, to which was referred House bill, No. 817, for "An act to amend the revenue law," reported the same back, and recommended that the bill do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Graham, from the committee on revenue, to which was referred House bill, No. 796, for "An act in relation to the assessment and collection of taxes for the year A. D. 1873, in towns, townships, school districts, and incorporated cities, towns and villages, and providing for their validity," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, and the bill ordered engrossed for a third reading.

Mr. Graham, from the committee on revenue, to which was referred House bill, No. 874, for "An act to amend sections 3, 32, 33, 43, 53, 86, 97, 106, 107, 178, 192, 227 and 229, and to repeal sections, 27, 28, 29 and 108 of 'an act for the assessment of property and for the levy and collection of taxes,' approved March 30, 1872, amended May 3, 1873," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

Mr. Jones moved to lay the bill and amendments on the table; which was not agreed to—yeas 16, nays 68—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Crawford, Darnell, Dement, Dewey, Grant, Hay, Hopkins, Jones, Marsh, Mulvane, Olsson, Seane, Smith, Stewart of Winnebago, Thomas, Wood—16.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocock, Booth, Bradwell, Branson, Casey, Carpenter, Chambers, Collins, Connolly, Davis, Dolan, Ether, Ewing, Ferrier, Flanders, Freeland, Gordon, Graham, Gridley, Henry,

Herrington, Herting, Hite of St. Clair, Hollenback, Jaquess, Jackson, James, Johnston, Kase, Lane of Hancock, Mann, McGee, McLaughlin, McPherran, Middlecoff, Mitchell, Newton, Nulton, Oakwood, Oberly, Orendorff, Plowman, Pollock, Pyatt, Race, Ramey, Rice, Savage, Scanlan, Shaw, Snow, Stewart of McLean, Streeter, Taggart, Thornton, Warner, Wayman, Webber, Webster, Weinheimer, Wymore, Mr. Speaker—68.

So the motion to lay on the table was not agreed to.

On motion of Mr. Mann,

The consideration of the report was made the special order for Thursday evening next.

Mr. Gridley, from the committee on county and township organization, to which was referred House bill, No. 849, for "An act for the protection of hunters," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendments adopted, and the bill ordered engrossed for a third reading.

A message from the Governor, by Philo J. Beveridge, Private Sec'y :

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

Senate bill, No. 461, for "An act to revise the law in relation to official bonds."

House bill, No. 522, for "An act to repeal an act entitled 'an act to establish a board of fire engineers and to re-organize the fire department in the city of Quincy,' approved February 16, 1865, and an act entitled 'an act to amend an act entitled 'an act to establish a board of fire engineers and to re-organize the fire department in the city of Quincy, Illinois,' approved February 18, 1867.'"

House bill, No. 502, for "An act to repeal an act entitled 'an act to attach all fractional townships, in Kankakee county, to full townships therein for school purposes.'"

House bill, No. 428, for "An act to amend section 46 of an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872."

Mr. Collins, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed, on the 16th day of March, 1874 :

House bill, No. 880, for "An act to amend sections 6 and 7, of article 4, of an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1, 1872."

Mr. Collins, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and, on the 16th day of March, 1874, laid before the Governor for his approval, viz :

House bill, No. 231, for "An act to limit and determine the time for which counties, cities, townships, towns and precincts, in this State, shall be liable and holden to issue aid for the building of any railroad in pursuance of any vote taken in conformity to the laws of this State."

On motion of Mr. Kase, at 5:20 o'clock P. M. the House adjourned.

TUESDAY, MARCH 17, 1874.

The House met at the regular hour.

Prayer by the Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Johnston,

The further reading of the same was dispensed with.

By consent, Senate bills on third reading were taken up.

Senate bill, No. 441, for "An act to revise the law in relation to county clerks," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 91, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocock, Booth, Bradwell, Casey, Carpenter, Chambers, Collins, Crawford, Davis, Dement, Dewey, Dolan, Dresser, Dunham, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Gridley, Henry, Herrington, Herting, Holles, Hollenback, Hopkins, Jaques, Jackson, James, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massie, McGee, McLaughlin, McPherran, Middlecoff, Moore of Adams, Moose, Mulvane, Neville, Newton, Oakwood, Oberly, Oleson, Pinnell, Plowman, Pollock, Pyatt, Ramey, Rankin, Rice, Rogers, Savage, Scanlan, Senne, Shaw, Smith, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Walker, Warner, Washburn, Wayman, Webber, Webster, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—91.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 480, for "An act to revise the law in relation to the vacation of streets, alleys and public grounds," was read a third time.

And the same and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 86, nays 4.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocock, Booth, Bradwell, Casey, Carpenter, Chambers, Collins, Crawford, Davis, Dement, Dewey, Dolan, Dresser, Dunham, Efner, Ferrier, Forth, Freeland, Graham, Granger, Grant, Gridley, Hay, Henry, Herrington, Herting, Holles, Hollenback, Jaques, Jackson, James, Johnston, Kase, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massie, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Moose, Mulvane, Neville, Newton, Oakwood, Oberly, Oleson, Orndorff, Peltzer, Pinnell, Pollock, Pyatt, Race, Ramey, Rankin, Rice, Rogers, Savage, Scanlan, Senne, Shaw, Smith, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Warner, Wayman, Webber, Webster, Weinheimer, Wymore, Mr. Speaker—86.

Those voting in the negative are,

Messrs. Freeman, Hopkins, Walker, Wicker—4.

So the bill was declared passed.

Mr. Bradwell submitted the following amendment to the title:

Strike out the words "and public grounds," and insert the word "and," before "alleys."

Which was adopted.

Ordered that the title be as amended, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 475, for "An act to revise the law in relation to telegraph companies," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 95, nays 1.



Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bocock, Booth, Bradwell, Casey, Carpenter, Chambers, Collins, Crawford, Darnell, Davis, Dement, Dewey, Dolan, Dresser, Dunham, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Gridley, Hay, Herrington, Herting, Holles, Hollenback, Hopkins, Jaques, Jackson, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massie, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Moore of Adams, Moose, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Olsson, Orendorff, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Rice, Rogers, Savage, Scanlan, Senné, Shaw, Smith, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Washburn, Wayman, Webber, Webster, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—95.

Mr. Henry voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 467, for "An act to revise the law in relation to paupers," was read a third time.

Mr. Dunham moved to refer the bill to the committee on judiciary, with instructions to strike out House amendments to section 24; which was agreed to.

Senate bill, No. 492, for "An act in regard to horse and dummy railroads," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 93, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocock, Booth, Bradwell, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Darnell, Davis, Dement, Dewey, Dolan, Dunham, Efner, Ewing, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hawes, Hay, Herrington, Herting, Hollenback, Jaques, Jackson, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massie, McAdams, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Moffett, Mulvane, Neville, Nulton, Oakwood, Oberly, Olsson, Orendorff, Pinnell, Plowman, Pyatt, Race, Ramey, Rankin, Rice, Savage, Scanlan, Senné, Smith, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Washburn, Wayman, Webber, Webster, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—93.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 468, for "An act to revise the law in relation to quo warranto," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 92, nays 6.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Ballow, Barkley, Blakely, Bocock, Booth, Bradwell, Branson, Casey, Carpenter, Chambers, Collins, Crawford, Darnell, Davis, Dement, Dewey, Dolan, Dunham, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Granger, Grant, Gridley, Griffith, Hawes, Herrington, Herting, Holles, Hollenback, Hopkins, Jaques, Johnston, Kase, Lane of Hancock, Lane of DeWitt, Mann, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Moffett, Mulvane, Neville, Nulton, Oakwood, Oberly, Olsson, Orendorff, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Rice, Rogers, Savage, Senné, Shaw, Smith, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Washburn, Wayman, Webber, Webster, Weinheimer, Wood, Wymore—92.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Hay, Henry, Jackson, Scanlan, Wicker—6.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Walker entered a motion to reconsider the vote by which Senate bill, No. 465, for "An act to revise the law in relation to the State militia," was ordered to a third reading.

Senate bill, No. 442, for "An act to revise law in relation to clerks of courts," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 56, nays 38.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Boocock, Bradwell, Branson, Chambers, Collins, Connolly, Darnell, Davis, Dement, Dresser, Ewing, Freeland, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hawes, Hay, Hopkins, Jackson, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Maasie, Meacham, Middlecoff, Moore of Adams, Moffett, Nulton, Oakwood, Orendorf, Pinnell, Pollock, Race, Ramey, Rankin, Rice, Rogers, Shaw, Stewart of Winnebago, Streator, Stroud, Taggart, Thomas, Thornton, Warner, Webster, Weinheimer, Wicker, Mr. Speaker—56.

Those voting in the negative are,

Messrs. Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Blakely, Casey, Carpenter, Crawford, Dolan, Dunham, Efner, Flanders, Forth, Freeman, Herrington, Hollies, Hollenback, Jaques, James, Mann, McAdams, McGee, McLaughlin, McPherran, Mitchell, Mulvane, Newton, Oberly, Flowman, Fyatt, Savage, Smith, Stewart of McLean, Walker, Washburn, Webber, Wood, Wymore—38.

The bill, not having received the number of votes required by the constitution, was declared lost.

Mr. Dunham moved to reconsider the vote by which the bill was lost; which was agreed to.

On motion of Mr. Dunham,

The bill was referred to the committee on judiciary.

Mr. Dunham moved to refer Senate bill, No. 443, for "An act to revise the law in relation to the supreme court," to the committee on judiciary; which was agreed to.

The motion to reconsider the vote by which Senate bill, No. 465, for "An act to revise the law in relation to the State militia," was ordered to a third reading, was taken up and agreed to.

Mr. Walker moved to reconsider the vote by which the amendment to strike out all after the enacting clause, and insert House bill, No. 411, was adopted; which was agreed to.

On motion of Mr. Dunham,

The amendment was laid on the table.

Mr. Hopkins moved to lay the bill on the table; which was not agreed to.

On motion of Mr. Dunham,

The bill was ordered to a third reading.

The bill was then read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided, in the affirmative—yeas 80, nays 22.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Branson, Carpenter, Chambers, Connolly, Crawford, Darnell, Davis, Dement, Dewey, Dresser, Dunham, Efner, Ewing, Flanders, Forth, Gordon, Graham, Granger, Gridley, Griffith, Hawes, Hay, Henry, Herrington, Hite of St. Clair, Hollenback, Jaques, James, Johnston, Jones, Kase, Lane of DeWitt, Mann, Marsh, Maasie, McAdams, McGee, McPherran, Mitchell, Moore of Adams, Moffett, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorf, Pinnell, Flowman, Fyatt, Race, Ramey, Rankin, Rice, Rogers, Savage, Smith, Stewart of Winnebago, Stewart of McLean, Streator, Taggart, Thomas, Walker, Wayman, Webber, Webster, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—80.

Those voting in the negative are,

Messrs. Booth, Bradwell, Casey, Collins, Dolan, Ferrier, Freeland, Grant, Herting, Hollies, Hopkins, Jackson, Lane of Hancock, McLaughlin, Middlecoff, Peltzer, Scanlan, Senne, Shaw, Thornton, Warner, Washburn—22.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

The Speaker announced as the conference committee on the part of the House, on amendments to Senate bill, No. 403, Messrs. Hay, Scanlan and Moore of Adams.

Mr. Oleson submitted the following resolution :

*Resolved*, That the committee on State institutions be and they are hereby instructed to report at once to the House upon the resolution heretofore adopted in regard to certain charges for drafting appropriation bills for some of the State institutions.

Which was adopted.

On motion of Mr. Anderson,  
At 12:15 o'clock P. M. the House adjourned to 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Kase moved to suspend the rules to receive the following resolution ; which was agreed to.

Mr. Carpenter then submitted the following resolution :

*Resolved*, That the use of this Hall be granted to the ladies of Springfield this evening for a temperance meeting.

Which was adopted.

Mr. Branson submitted the following :

SPRINGFIELD, *March 17, 1874.*

TO HON. S. M. CULLOM,

*Speaker of the House of Representatives :*

The committee on state institutions respectfully report that pursuant to the instructions of the House, by resolution adopted February 9, 1874, which is as follows :

*Resolved*, That the committee on state institutions be and they are hereby instructed to inquire into the propriety of the item in 33d Annual Report of the Illinois Institution for the Education of the Deaf and Dumb on page 34 of said report, being the item of \$10 for drafting two appropriation acts, and that said committee report to the House to whom such money was paid, what acts were drafted, and by what authority said acts were drafted.

The committee addressed to Rev. Fred. H. Wines, who drafted the appropriation bills referred to in said resolution, an inquiry designed to elicit the desired information, and the committee submit herewith a letter received from Mr. Wines in answer to such inquiry, which letter appears to furnish all the information required by the resolution.

All of which is respectfully submitted.

N. W. BRANSON,  
*Chairman,*

SPRINGFIELD, *March 16, 1874.*

HON. N. W. BRANSON,

*Chairman Com. on State Institutions :*

MY DEAR SIR: In reply to your inquiry, I have the honor to state that prior to the meeting of the 28th General Assembly the Board of Public Charities and the trustees of the State institutions of this State held a joint session at Springfield for the purpose of agreeing, if possible, upon a reduction of the estimates of appropriations necessary to be asked of this Assembly. The only agreement possible after a full interchange of views was as follows: "That the board of charities should divide the requests into three classes, according to their relative importance and necessity. The trustees requested the board to draft three bills embodying the appropriations to be asked, which the board

declined to do. The board also declined to permit me, as their secretary, to draft these bills. The trustees then employed me to perform this service in my private and unofficial capacity, and paid me what they deemed the service worth, which was something less than \$100. Had the joint bills been accepted by the General Assembly, it is probable that the aggregate amount of the appropriations to State institutions would have been considerably less than the Assembly has granted, in fact.

I am, very respectfully, your obedient servant.

FRED. H. WINES.

Mr. Dunham submitted the following report :

The committee on judiciary, to which was referred Senate bill, No. 467, for "An act to revise the law in relation to paupers," with instructions to strike out House amendment to section 24, reported the same back, and recommended that the amendment be stricken out and the bill be passed.

The report of the committee was concurred in, the amendment stricken out, the bill ordered to a third reading, and

On motion of Mr. Dunham,

The bill was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 80, nays 27.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grady, Armstrong of LaSalle, Ballow, Blakely, Bocock, Booth, Bradwell, Brannon, Casey, Carpenter, Chambers, Collins, Darnell, Davis, Dement, Dolan, Dresser, Dunham, Ferrier, Flanders, Freeland, Freeman, Griffith, Hawes, Hay, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Jaquess, James, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Loomis, Mann, Marsh, Massie, McAdams, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moores, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pinnell, Plowman, Pyatt, Rice, Rankin, Rogers, Scanlan, Senne, Smith, Snow, Stewart of Winnebago, Walker, Warner, Washburn, Wayman, Webster, Weinheimer, Wicker, Wood, Mr. Speaker—80.

Those voting in the negative are,

Messrs. Crawford, Dewey, Efner, Ewing, Forth, Graham, Granger, Grant, Gridley, Henry, Holden Jackson, Kase, Moore of Adams, Moffett, Pollock, Ramey, Rice, Savage, Shaw, Stewart of McLean, Streator, Taggart, Thomas, Thornton, Westfall, Wymore—27.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 478, for "An act to revise the law in relation to township insurance companies," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 86, nays 7.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Bocock, Booth, Bradwell, Brannon, Casey, Carpenter, Collins, Crawford, Darnell, Davis, Dement, Dewey, Dolan, Dunham, Eber, Ewing, Ferrier, Freeland, Freeman, Granger, Gridley, Griffith, Hay, Herrington, Herting, Holles, Hollenback, Hopkins, Jaquess, Jackson, James, Johnston, Kase, Lane of Hancock, Lane of DeWitt, Loomis, Mann, Marsh, McAdams, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Pinnell, Plowman, Pollock, Pyatt, Ramey, Rankin, Rice, Rogers, Savage, Senne, Shaw, Snow, Stewart of Winnebago, Stewart of McLean, Streator, Taggart, Thomas, Walker, Warner, Washburn, Wayman, Webster, Weinheimer, Wicker, Wymore, Mr. Speaker—86.

Those voting in the negative are,

Messrs. Blakely, Dresser, Flanders, Forth, Massie, Smith, Westfall—7.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 524, for "An act to provide for the laying of water supply pipe by bonds and special assessment payable in installments," was read a third time.

And the bill and all amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 104, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Boccock, Booth, Bradwell, Branson, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Darnell, Davis, Dement, Dewey, Dolan, Dresser, Dunham, Easley, Efner, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hay, Herrington, Hertling, Hite of St. Clair, Holles, Hollenback, Hopkins, Jaquess, Jackson, James Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Loomis, Mann, Marsh, Maessie, McAdams, McGee, McLaughlin, McPherran, Meacham, Mitchell, Moore of Adams, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oleson, Orendorff, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Rice, Rogers, Savage, Scanlan, Senne, Shaw, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Walker, Warner, Washburn, Wayman, Webster, Weinheimer, Westfall, Wicker, Wood, Wymore, Mr. Speaker—104.

Mr. Henry voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Dunham, from the committee on judiciary, to which was referred Senate bill, No. 442, for "An act to revise the law in relation to clerks of courts," reported the same back and recommended that the House amendments to sections 1 and 5, referring to the consolidation of the supreme court, be stricken from the bill, and that the bill as amended be passed.

The report of the committee was concurred in, the amendments stricken out, and,

On motion of Mr. Johnston,

The further consideration of the bill was postponed until to-morrow.

Mr. Dunham, from the committee on judiciary, to which was referred Senate bill, No. 443, for "An act to revise the law in relation to the supreme court," reported the same back, and recommended that the House amendment be stricken from the bill, and that the bill as amended be passed.

On motion of Mr. Johnston,

The further consideration of the bill was postponed until to-morrow.

On motion of Mr. Johnston,

House bills on third reading were taken up.

House bill, No. 794, for "An act concerning police magistrates and to repeal an act therein named," was read a third time.

And the bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first of July next, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 97, nays 11.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Boccock, Bradwell, Branson, Casey, Carpenter, Collins, Connolly, Davis, Dement, Dewey, Dolan, Dresser, Dunham, Easley, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Grant, Griffith, Hawes, Hay, Henry, Herrington, Hertling, Hite of St. Clair, Holles, Hollenback, Hopkins, Jaquess, Jackson, James, Johnston, Kase, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Maessie, McAdams, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pinnell, Plowman, Pyatt, Race, Ramey, Rankin, Rice, Rogers, Savage, Scanlan, Senne, Shaw, Smith, Snow, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Walker, Warner, Washburn, Webster, Weinheimer, Westfall, Wicker, Wymore, Mr. Speaker—97.

Those voting in the negative are,

Messrs. Chambers, Crawford, Darnell, Graham, Granger, Gridley, Jones, Pollock, Stewart of McLean, Thornton, Wood—11.

The bill, not having received the number of votes required by the constitution, was declared lost.

Mr Jones entered a motion to reconsider the vote by which the bill was lost.

House bill, No. 670, for "An act to amend section 128 of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872, in force July 1, 1872," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 34, nays 61.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Carpenter, Connolly, Davis, Ewing, Flanders, Freeman, Gordon, Grant, Henry, Hollenback, James, Jones, Lane of Hancock, Masale, McAdams, Meacham, Mitchell, Moore of Adams, Neville, Oleon, Peltzer, Plowman, Pyatt, Scanlan, Smith, Snow, Stroud, Taggart, Webster, Weinheimer, Westfall, Wicker—34.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Ballow, Blakely, Booth, Bradwell, Branson, Casey, Chambers, Collins, Crawford, Darnell, Dement, Dewey, Dolan, Dresser, Dunham, Easley, Efner, Forth, Graham, Granger, Griffith, Herrington, Hopkins, Jaquess, Jackson, Johnston, Kase, Lane of DeWitt, Loomis, Mann, Marsh, McGee, McLaughlin, McPherran, Middlecoff, Moffett, Mulvane, Nulton, Oberly, Pinnell, Pollock, Ramey, Rice, Rogers, Savage, Senne, Shaw, Stewart of Winnebago, Stewart of McLean, Streeter, Thomas, Thornton, Walker, Warner, Washburn, Wayman, Wood, Wymore—61.

So the bill, not having received the number of votes required by the constitution, was declared lost.

House bill, No. 880, for "An act to amend sections six and seven, of article four, of an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1, 1872," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 66, nays 24.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocock, Booth, Branson, Casey, Collins, Connolly, Darnell, Davis, Dement, Dewey, Dunham, Easley, Efner, Ewing, Ferrier, Gordon, Griffith, Hay, Henry, Herrington, Holles, Hollenback, Hopkins, Jaquess, Jackson, James, Johnston, Jones, Lane of DeWitt, Loomis, Mann, McAdams, McLaughlin, McPherran, Middlecoff, Moore of Adams, Moffett, Mulvane, Nulton, Oakwood, Oberly, Oleon, Pyatt, Race, Rogers, Savage, Shaw, Smith, Snow, Streeter, Stroud, Taggart, Thomas, Thornton, Warner, Washburn, Webster, Wicker, Wood, Wymore—66.

Those voting in the negative are,

Messrs. Bradwell, Carpenter, Chambers, Crawford, Dolan, Flanders, Forth, Freeman, Graham, Granger, Grant, Gridley, Marsh, Masale, Meacham, Neville, Pinnell, Pollock, Senne, Stewart of Winnebago, Stewart of McLean, Walker, Wayman, Westfall—24.

So the bill, not having received the number of votes required by the constitution, was declared lost.

Mr. Bradwell moved to reconsider the vote by which the bill was lost; which was agreed to.

The question again being, "Shall this bill pass?" it was decided in the affirmative—yeas 100, nays 3.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocock, Booth, Bradwell, Branson, Casey, Carpenter, Collins, Connolly, Crawford, Darnell, Davis, Dement, Dewey, Dolan, Dunham, Easley, Efner, Ewing, Ferrier, Flanders, Freeman, Gordon, Granger, Grant, Gridley, Griffith, Hay, Henry, Herrington, Herting, Hite of St. Clair, Holles, Hollenback, Hopkins, Jaquess, Jackson, James, Johnston, Kase, Lane of Hancock, Lane of DeWitt, Loomis, Mann, Marsh, Masale, McAdams, McGee, McLaughlin, McPherran, Middlecoff, Mitchell, Moore of Adams, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Oleon, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Rice, Rogers, Savage, Scanlan, Senne, Shaw, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Washburn, Webber, Webster, Weinheimer, Westfall, Wicker, Wood, Wymore—100.

Those voting in the negative are,

Messrs. Forth, Jones, Wayman—3.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 847, for "An act to enable cities to change the boundaries of wards and to establish additional wards," was read a third time.

And the same and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 46, nays 44.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Casey, Collins, Connolly, Darnell, Dement, Dewey, Dolan, Dunham, Ewing, Flanders, Forth, Griffith, Hay, Herrington, Herting, Hollenback, Jackson, James, Kase, Lane of Hancock, Loomis, McLaughlin, McPherran, Meacham, Moore of Adams, Moffett, Newton, Oberly, Oleson, Rankin, Rogers, Scanlan, Smith, Streeter, Stroud, Taggart, Thomas, Warner, Webber, Weinheimer, Mr. Speaker—46.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Bocock, Bradwell, Carpenter, Chambers, Crawford, Davis, Efner, Ferrier, Graham, Granger, Grant, Gridley, Henry, Holles, Hopkins, Jaquess, Jones, Lane of DeWitt, Mann, Marsh, Massie, McGee, Mulvane, Oakwood, Orendorff, Peltzer, Pinnell, Pollock, Pyatt, Race, Ramey, Rice, Savage, Shaw, Snow, Stewart of Winnebago, Stewart of McLean, Thornton, Washburn, Wayman, Webster, Wicker, Wood, Wymore—44.

The bill, not having received the number of votes required by the constitution, was declared lost.

On motion of Mr. Oberly,

The rules were suspended, and leave granted Mr. Hopkins to introduce the following resolution:

WHEREAS, the law creating the Board of State House Commissioners and for the erection of the new State house, requires that all contracts for work or material over and above \$2,500, shall be let to the lowest and best bidder, after notice of such letting shall have been publicly given, etc.; and whereas, it is charged that the said commissioners are letting contracts without inviting such competition, and having such work done by the day, in violation of such law; therefore,

Resolved, That the committee on public buildings and grounds be instructed to examine into such charges, and report to the House, at as early a day as practicable, what action, if any, is necessary in the premises.

Which was adopted.

Mr. Scanlan, at 5:10 P. M., moved that the House do now adjourn; which was not agreed to.

House bill, No. 417, for "An act to limit the charges for feed of persons, companies or corporations doing stock yard or transit business," was read a third time.

The bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 81, nays 21.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Blakely, Bocock, Booth, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Darnell, Dement, Dewey, Dolan, Dunham, Easley, Efner, Ewing, Flanders, Forth, Freeman, Gordon, Graham, Grant, Gridley, Griffith, Hawes, Herting, Hollenback, Jaquess, Jackson, James, Johnston, Kase, Lane of Hancock, Lane of DeWitt, Loomis, McAdams, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moffett, Mulvane, Newton, Nulton, Oakwood, Oberly, Pinnell, Plowman, Pollock, Race, Rankin, Rice, Rogers, Savage, Scanlan, Shaw, Smith, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Webber, Wood, Wymore, Mr. Speaker—81.

Those voting in the negative are,

Messrs. Armstrong of Grundy, Bradwell, Davis, Dresser, Ferrier, Granger, Hay, Henry, Holles, Hopkins, Jones, Mann, Massie, Oleson, Peltzer, Ramey, Snow, Washburn, Webster, Weinheimer, Wicker—21.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution :

*Resolved by the House of Representatives, the Senate concurring therein, That the joint committee on revision be instructed to ascertain what bills now pending before the two branches of the General Assembly are of pressing importance, in order to complete the revision, and report the same back as soon as possible. Such bills, when reported, shall take precedence and be considered to the exclusion of other business.*

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

House bill, No. 231, for "An act to limit and determine the time for which counties, cities, townships, towns and precincts, in this State, shall be liable and holden to issue aid for the building of any railroad in pursuance of any vote taken in conformity to the laws of this State"

Senate bill, No. 524, for "An act to provide for the laying of water supply pipe by bonds and special assessments payable in installments"

On motion of Mr. Washburn,

At 5:40 o'clock P. M. the House adjourned.

WEDNESDAY, MARCH 18, 1874.

The House met, at the regular hour.

Prayer by the Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Ballow,

The further reading of the same was dispensed with.

Mr. Piatt (by consent) presented petitions from citizens of Perry and Randolph counties, asking for the passage of a law prohibiting the sale of intoxicating liquors except upon petition of a majority of the inhabitants (male and female) of the ward, township, or precinct in which such liquors are to be sold, subject to the present liquor law.

Which was referred to the committee on temperance.

House bills on third reading being in order,

House bill, No. 837, for "An act to amend an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873," was read a third time:

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 86, nays 0.

Those voting in the affirmative are,

Meers. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Blakey, Boocock, Booth, Bradwell, Branson, Bryant, Casey, Cassedy, Carpenter, Collins, Crawford, Cronkite, Crosby, Cullerton, Davis, Dolan, Eifer, Ewing, Ferrier, Flanders, Fort, Freeman, Graham, Granger, Gridley, Griffith, Henry, Holles, Hollenback, Jaquess, Jackson, James, Jessup, Jones, Kase, Lane of Hancock, Lane of DeWitt, Maun, Massie, McAdams, McDermald, McGee, McPherran, Mitchell, Moore of Marshall, Mulvane, Neville, Newton, Oakwood, Oleson, Orendorff, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Ray, Rice, Rogers, Savage, Senne, Smith, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Warner, Washburn, Wayman, Webster, Weinheimer, Wieker, Wood, Wymore, Mr. Speaker—86.

So the bill was declared passed.



Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on the 18th day of March, 1874, viz :

House bill, No. 838, for "An act to amend an act entitled 'an act to provide for the exercise of the right of eminent domain.' "

House bill, No. 885, for "An act to amend section ten (10) of article five (5) of 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872."

House bill, No. 712, for "An act to amend an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' in force July 1, 1872."

House bill, No. 842, for "An act in relation to advertisements and notices," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 72, nays 23.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Ballow, Barkley, Bishop of McHenry, Blakely, Bocoek, Booth, Bradwell, Branson, Bryant, Casey, Cassedy, Collins, Crosby, Cullerton, Davis, Dement, Dewey, Dolan, Dresser, Ewing, Ferrier, Flanders, Freeland, Grant, Griffith, Holles, Jaques, Jackson, James, Jessup, Jones, Kase, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Maasie, McAdams, McDonald, McGee, McPherran, Meacham, Mitchell, Moose, Mulvane, Neville, Newton, Nulton, Orendorf, Pinnell, Pollock, Pyatt, Ramey, Rice, Rogers, Savage, Smith, Snow, Stewart of Winnebago, Stroud, Thomas, Thornton, Warner, Washburn, Webster, Weinheimer, Westfall, Wicker, Wymore, Mr. Speaker—72.

Those voting in the negative are,

Messrs. Alexander of Crawford, Armstrong of LaSalle, Crawford, Cronkite, Efner, Forth, Freeman, Graham, Granger, Gridley, Henry, Hollenback, Hopkins, Oakwood, Oleson, Race, Ray, Senne, Stewart of McLean, Streeter, Taggart, Wayman, Wood—23.

The bill, not having received the number of votes required by the constitution, was declared not passed.

Mr. Efner moved to reconsider the vote by which the bill was lost; which was agreed to.

On motion of Mr. Efner,

The bill was referred to the committee on printing, with instructions to strike out section five.

House bill, No. 762, for "An act to amend an act entitled 'an act in regard to roads and bridges, in counties under township organization,' approved April 11, 1873," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 95, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Blakely, Bocoek, Booth, Bradwell, Branson, Bryant, Casey, Cassedy, Carpenter, Chambers, Collins, Connolly, Crawford, Crosby, Cullerton, Darnell, Davis, Dement, Dolan, Dresser, Dunham, Efner, Ewing, Ferrier, Forth, Freeland, Freeman, Gordon, Granger, Grant, Gridley, Griffith, Henry, Holles, Hollenback, Jaques, Jackson, James, Jessup, Johnston,

Jones, Kase, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massie, McAdams, McDonald, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Mulvane, Neville, Newton, Oakwood, Oleson, Orendorff, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rogers, Savage, Senne, Shaw, Smith, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Thornbourn, Washburn, Webber, Webster, Weinheimer, Wicker, Wymore, Mr. Speaker—95.

Messrs. Hopkins and Wood voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 864, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the time for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873," was read a third time.

And the same and all amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 107, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Casey, Casedy, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Davis, Dement, Dolan, Dresser, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Gridley, Griffith, Henry, Hite of St. Clair, Hoiles, Hollenback, Jacques, James, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massie, McAdams, McDonald, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rice, Rogers, Savage, Senne, Shaw, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Walker, Warner, Washburn, Wayman, Webber, Webster, Weinheimer, Westfall, Wicker, Wood, Wymore, Mr. Speaker—107.

Mr. Jackson voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 792, for "An act to authorize incorporated cities, towns or villages in this State, situated upon the banks of navigable rivers, to lease parts of their public landings or levees," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 89, nays 11.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Blakely, Bocock, Booth, Branson, Bryant, Casey, Carpenter, Collins, Crawford, Crosby, Cullerton, Dement, Dolan, Dresser, Dunham, Efner, Ewing, Ferrier, Flanders, Freeman, Granger, Grant, Gridley, Griffith, Henry, Hite of St. Clair, Hoiles, Hollenback, Jackson, James, Jessup, Johnston, Kase, Lane of Hancock, Lane of DeWitt, Mann, Massie, McAdams, McDonald, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Mulvane, Neville, Newton, Nulton, Orendorff, Pinnell, Pollock, Pyatt, Ramey, Rankin, Ray, Rice, Rogers, Savage, Senne, Smith, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Walker, Warner, Washburn, Wayman, Webber, Webster, Weinheimer, Westfall, Wicker, Wood, Wymore, Mr. Speaker—89.

Those voting in the negative are,

Messrs. Bradwell, Darnell, Davis, Forth, Jones, Oakwood, Oberly, Oleson, Race, Shaw, Thornton—11.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 831, for "An act to enable the corporate authorities now or hereafter incorporated under an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1, 1872, to acquire by purchase or otherwise, establish, maintain, license and regulate ferries, bridges, the approaches thereto, and tolls thereon," was read a third time.

And the same and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 93, nays 5.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocock, Booth, Bradwell, Branson, Casey, Cassidy, Carpenter, Chambers, Collins, Crawford, Cronkite, Crosby, Cullerton, Darnell, Davis, Dement, Dolan, Dresser, Dunham, Effer, Ewing, Ferrier, Flanders, Freeland, Freeman, Gordon, Graham, Granger, Gridley, Griffith, Hay, Henry, Hite of St. Clair, Holles, Hollenback, Jaques, Jackson, Jessup, Johnston, Lane of DeWitt, Mann, Marsh, Massie, McAdams, McDonald, McGee, McLaughlin, McPherran, Middlecoff, Mitchell, Moore of Adams, Moose, Mulvane, Oberly, Oleson, Orendorf, Pinnell, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rice, Rogers, Savage, Senne, Shaw, Smith, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Walker, Warner, Washburn, Wayman, Webber, Webster, Westfall, Wicker, Wood, Wymore, Mr. Speaker—93.

Those voting in the negative are,

Messrs. Bryant, Forth, Jones, Neville, Thornton—5.

So the bill was declared passed.

Mr. Johnston submitted the following amendment to the title:

Strike out the words "or otherwise," and insert "lease or gift."

Which was adopted.

Ordered that the title be as amended, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 673, for "An act to amend section 13 of an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872," was read a third time.

And the bill and all amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 105, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Casey, Cassidy, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkite, Crosby, Cullerton, Darnell, Davis, Dement, Dolan, Dresser, Dunham, Effer, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hay, Henry, Hite of St. Clair, Holles, Hollenback, Jaques, Jackson, Jessup, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massie, McAdams, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorf, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rogers, Savage, Senne, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Washburn, Wayman, Webber, Webster, Westfall, Wicker, Wood, Wymore, Mr. Speaker—105.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 832, for "An act to amend section 6, of article 6, of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, A. D. 1872, in force July 1, A. D. 1872," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 82, nays 17.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Bishop, Blakely, Bocock, Booth, Branson, Bryant, Casey, Cassedy, Chambers, Collins, Connolly, Crawford, Crosby, Cullerton, Davis, Dement, Dolan, Dresser, Dunham, Easley, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Graham, Granger, Gridley, Griffith, Hay, Hite of St. Clair, Hollenback, Jaques, Jackson, James, Johnston, Lane of Hancock, Loomis, Mann, Marsh, McAdams, McDonald, McGee, McLaughlin, McPherran, Middlecoff, Mitchell, Moore of Adams, Mulvane, Oakwood, Oberly, Orendorff, Pinnell, Plowman, Pollock, Rankin, Ray, Rogers, Senne, Shaw, Smith, Snow, Stewart of Winnago, Streeter, Thomas, Walker, Warner, Wayman, Webber, Webster, Weinheimer, Westfall, Wicker, Wood, Wymore, Mr. Speaker—82.

Those voting in the negative are,

Messrs. Armstrong of Grundy, Bradwall, Carpenter, Cronkrite, Darnell, Forth, Holles, Jessup, Jones, Massie, Moore of Marshall, Moose, Neville, Race, Savage, Taggart, Thornton—17.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 766, for "An act making an appropriation for the payment to the widow of the late Rev. Nehemiah Pierce, official delegate of the State of Illinois to the "International Prison Congress," held in London July, 1872, for the preparation of his report made to the Governor, as required by joint resolution of the General Assembly," was read a third time.

The bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 70, nays 35.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bishop of McHenry, Bocock, Booth, Bradwall, Branson, Casey, Carpenter, Crawford, Cronkrite, Darnell, Davis, Dement, Dresser, Dunham, Easley, Efner, Ewing, Ferrier, Freeland, Gordon, Granger, Grant, Gridley, Hay, Holles, Hollenback, Jaques, Jessup, Johnston, Kase, Loomis, Marsh, Massie, McAdams, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Mulvane, Neville, Newton, Oakwood, Oberly, Orendorff, Plowman, Rogers, Savage, Shaw, Smith, Snow, Stewart of Winnago, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Webber, Webster, Westfall, Wood, Mr. Speaker—70.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Bryant, Cassedy, Collins, Connolly, Crosby, Cullerton, Dolan, Flanders, Forth, Freeman, Graham, Griffith, Henry, Hopkins, Jackson, James, Jones, Lane of Hancock, Lane of DeWitt, Mann, McDonald, Moore of Marshall, Moffett, Pollock, Ramey, Rankin, Ray, Senne, Stewart of McLean, Streeter, Wayman, Wicker, Wymore—35.

So the bill, not having received the number of votes required by the constitution, was declared not passed.

By consent, Senate bill, No. 442, for "An act to revise the law in relation to clerks of courts," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 91, nays 12.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocock, Branson, Bryant, Casey, Carpenter, Chambers, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dolan, Dresser, Dunham, Easley, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Gridley, Griffith, Hay, Henry, Herrington, Hering, Hite of St. Clair, Holles, Hollenback, Hopkins, Jaques, James, Johnston, Jones, Mann, Marsh, Massie, McGee, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleon, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rice, Rogers, Savage, Shaw, Sherman, Smith, Snow, Stewart of Winnago, Stewart of McLean, Streeter, Taggart, Thomas, Walker, Warner, Washburn, Webber, Webster, Wicker, Wood, Wymore, Mr. Speaker—91.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Bradwall, Cassedy, Collins, Grant, Jackson, Kase, Lane of DeWitt, McDonald, McPherran, Senne, Stroud—12.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

By consent, the consideration of the report of the committee on judiciary on Senate bill, No. 443, for "An act to revise the law in relation

to the supreme court," was taken up, the report of the committee concurred in, the amendments stricken out, and the bill ordered to a third reading, and,

On motion of Mr. Walker,

The bill was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 99, nays 11.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Blakely, Booth, Branson, Bryant, Casey, Cassidy, Carpenter, Chambers, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Davis, Dement, Dolan, Dresser, Dunham, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hay, Henry, Herrington, Hite of St. Clair, Holles, Hollenback, Hopkins, Jaquess, James, Jessup, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Loomis, Mann, Marsh, McAdams, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Mulvane, Nulton, Oakwood, Oberly, Oleson, Orendorff, Pinnell, Plowman, Pollock, Pyatt, Race, Ray, Rice, Rogers, Savage, Senne, Shaw, Sherman, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Walker, Warner, Wayman, Webber, Webster, Wicker, Wood, Wymore, Mr. Speaker—99.

Those voting in the negative are,

Messrs. Bradwell, Collins, Herting, Jackson, Kase, McDonald, McLaughlin, Ramey, Stroud, Thornton, Washburn—11.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

On motion of Mr. Mulvane,

At 12:05 o'clock P. M. the House adjourned to 2:30 o'clock P. M.

## TWO-THIRTY O'CLOCK, P. M.

The House met, pursuant to adjournment.

On motion of Mr. Cullerton,

Senate bill, No. 270, for "An act to authorize the corporate authorities of any cities in this State, having a population of over two hundred thousand inhabitants, to provide for a supply of illuminating gas," was ordered to a third reading.

Mr. Wicker moved to reconsider the vote by which the bill was ordered to a third reading; which was not agreed to.

Mr. Johnston (by consent), from the committee inland commerce and warehouses, to which was referred House bill, No. 887, for "An act to amend section 15 of an act entitled 'an act to regulate public warehouses and the warehousing and inspection of grain, and to give effect to article 13 of the constitution of this State,' approved April 25, 1871," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, the bill read a first time and ordered to a second reading.

Mr. Bradwell (by consent) submitted the following report:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House Representatives:*

Your committee on printing, to which was referred House bill, No. 842, for "An act in relation to advertisements and notices," in obedience to instructions, report the same back, with the recommendation, that the 5th section be stricken out.

The report of the committee was concurred in, the 5th section stricken out, and the bill ordered engrossed for a third reading.

Mr. Carpenter (by consent), from the committee on finance, to which was referred House bill, No. 778, for "An act to amend section 1 of 'an act to revise the law in relation to the State Treasurer,' approved April 23, 1873," reported the same back with an amendment, and recommended its adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendment adopted, and the bill ordered engrossed for a third reading.

House bill, No. 852, for "An act to prevent fraud or fraudulent practices upon hotel keepers or inn keepers, and to provide a remedy therefor," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 82, nays 14.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Booth, Bradwell, Branson, Bryant, Casey, Cassidy, Chambers, Collins, Connolly, Crawford, Crosby, Cullerton, Darnell, Dement, Dolan, Dresser, Ewing, Flanders, Freeland, Graham, Granger, Grant, Gridley, Hay, Herrington, Hite of St. Clair, Hollis, Hollenback, Jaques, Jackson, James, Jessup, Johnston, Lane of Hancock, Lane of DeWitt, Mann, Marsh, McAdams, McDonald, McLaughlin, McPherran, Meacham, Mitchell, Moore of Marshall, Neville, Nulton, Oakwood, Olson, Orndorff, Peltzer, Pinnell, Pyatt, Race, Ramey, Ray, Rice, Rogers, Scanlan, Senne, Sherman, Smith, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Walker, Washburn, Wayman, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—82.

Those voting in the negative are,

Messrs. Davis, Dolson, Efner, Forth, Griffith, Henry, Jones, Kase, Plowman, Pollock, Shaw, Snow, Webster, Westfall—14.

So the bill was declared passed.

Mr. Thornton submitted the following amendment to the title :

Strike out the word "and," after "hotel keepers," and insert "boarding house keepers or."

Which was adopted.

Ordered that the title be as amended, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 108, for "An act to regulate the means of egress from public buildings," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 84, nays 7.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Boocock, Booth, Bradwell, Branson, Bryant, Casey, Cassidy, Chambers, Collins, Crawford, Crosby, Cullerton, Darnell, Davis, Dement, Dolton, Ewing, Flanders, Forth, Freeland, Freeman, Graham, Gridley, Griffith, Hay, Herrington, Hite of St. Clair, Hollis, Hollenback, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Loomis, Marsh, Mason, McAdams, McDonald, McLaughlin, McPherran, Meacham, Mitchell, Moore of Marshall, Moore of Adams, Moose, Newton, Nulton, Olson, Peltzer, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rogers, Shaw, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Walker, Washburn, Wayman, Weinheimer, Westfall, Wicker, Wood, Wymore—84.

Those voting in the negative are,

Messrs. Cronkrite, Dolan, Granger, Mann, Neville, Savage, Senne—7.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 439, for "An act to provide for the release of mortgages and deeds of trust," was taken up, and,

On motion of Mr. Johnston,  
Laid on the table.

House bill, No. 863, for "An act to amend section 30 of 'an act to incorporate and govern fire, marine and inland insurance navigation and insurance companies doing business in this State,' approved March 11, 1869," was read a third time, and,

On motion of Mr. Johnston,

The bill was laid on the table.

House bill, No. 730, for "An act to amend an act entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto,' and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved April 7, A. D. 1871," was read a third time.

And the bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 88, nays 13.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bishop of McHenry, Blakely, Boock, Booth, Branson, Bryant, Casey, Casedy, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkite, Crosby, Cullerton, Darnell, Davis, Dement, Dolan, Dolton, Dresser, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Graham, Granger, Grant, Gridley, Griffith, Herrington, Hite of St. Clair, Hollenback, Jaques, James, Johnston, Kase, Lane of Hancock, Lane of DeWitt, Loomis, Maun, Marsh, McDonald, McGee, McLaughlin, McPherran, Meacham, Mitchell, Moore of Marshall, Moore of Adams, Moose, Neville, Peltzer, Pinnell, Plowman, Pyatt, Ramey, Rankin, Ray, Rice, Rogers, Savage, Senne, Shaw, Sherman, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thornton, Walker, Warner, Wayman, Westfall, Wood, Wymore, Mr. Speaker—88.

Those voting in the negative are,

Messrs. Bradwell, Hay, Henry, Holles, Hopkins, Jackson, Jessup, Jones, Massie, Thomas, Washburn, Wicker—13.

The bill, not having received the number of votes required by the constitution, was declared lost, but the bill having received the votes of a majority of all the members of the House, the vote was declared reconsidered under the rules.

On motion of Mr. Rogers,

The emergency clause was stricken out of the bill.

The question again being, "Shall the bill pass?" it was decided in the affirmative—yeas 82, nays 12.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Booth, Branson, Bryant, Casey, Casedy, Carpenter, Collins, Connolly, Crawford, Cronkite, Crosby, Cullerton, Darnell, Davis, Dement, Dolan, Dolton, Dresser, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Graham, Granger, Grant, Gridley, Griffith, Hite of St. Clair, Hollenback, Jaques, Johnston, Kase, Lane of Hancock, Lane of DeWitt, Loomis, Maun, Marsh, McGee, McLaughlin, McPherran, Meacham, Mitchell, Moore of Marshall, Moore of Adams, Moose, Mulvane, Neville, Peltzer, Pinnell, Plowman, Pollock, Ramey, Rankin, Ray, Rogers, Savage, Senne, Shaw, Sherman, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thornton, Warner, Wayman, Westfall, Wood, Wymore, Mr. Speaker—82.

Those voting in the negative are,

Messrs. Bradwell, Hay, Henry, Holles, Hopkins, Jackson, Jessup, Jones, Massie, Thomas, Washburn, Wicker—12.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 712, for "An act to amend an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attor-

neys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872, in force July 1, 1872," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 81, nays 13.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bishop of McHenry, Blakely, Bocock, Bradwell, Casey, Caseedy, Chambers, Collins, Connolly, Crawford, Crosby, Cullerton, Davis, Dement, Dolan, Dolton, Efner, Ewing, Ferrier, Freeland, Freeman, Granger, Grant, Gridley, Griffith, Hite of St. Clair, Holles, Hollenback, Jaques, Jackson, Jessup, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Loomis, Mann, Marsh, Massie, McDonald, McGee, McLaughlin, McPherran, Meacham, Mitchell, Moore of Marshall, Moose, Mulvane, Neville, Peltzer, Pinnell, Plowman, Pollock, Ramey, Rankin, Ray, Rice, Rogers, Savage, Senne, Smith, Snow, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Washburn, Wayman, Webster, Westfall, Wicker, Wood, Wymore, Mr. Speaker—81.

Those voting in the negative are,

Messrs. Branson, Bryant, Cronkrite, Darnell, Flanders, Forth, Hay, Hopkins, Pyatt, Shaw, Streeter, Thornton, Webber—13.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of their amendments to bills of the following titles, to-wit:

Senate bill, No. 467, for "An act to revise the law in relation to paupers."

Senate bill, No. 478, for "An act to revise the law in relation to township insurance companies."

On motion of Mr. Wood,

At 4:10 o'clock P. M., the House adjourned.

THURSDAY, MARCH 19, 1874.

The House met, at the regular hour.

Prayer by Rev. Mr. Worrell.

The journal of yesterday was being read, when,

On motion of Mr. Armstrong of LaSalle,

The further reading of the same was dispensed with.

Mr. Bishop of McHenry (by consent) presented a petition from citizens of Lake county, asking that the penalty of death be abolished and imprisonment substituted therefor; which was referred to the special committee on capital punishment.

House bill, No. 885, for "An act to amend section ten (10, of article five (5), of 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872," was read a third time.



And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 61, nays 30.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Bishop of McHenry, Bocock, Booth, Branson, Bryant, Connolly, Crawford, Crosby, Davis, Dement, Dewey, Dolan, Efuier, Ewing, Forth, Freeland, Freeman, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hollenback, Hopkins, Jaquess, Jackson, Jones, Lane of Hancock, Lane of DeWitt, Mann, McAdams, McGee, Mitchell, Moore of Marshall, Mulvane, Oakwood, Oberly, Pinnell, Ramey, Rankin, Ray, Savage, Senne, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Stroud, Thomas, Walker, Warner, Wayman, Weinheimer, Wood, Wymore, Mr. Speaker—61.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Blakely, Bradwell, Carpenter, Cronkrite, Darnell, Dolton, Flanders, Henry, James, Jessup, Johnston, Marsh, Massie, McDonald, Meacham, Middlecott, Moose, Newton, Nulton, Flowman, Pollock, Quinn, Rogers, Shaw, Starr, Streeter, Taggart, Webster, Wicker—30.

So the bill, not having received the number of votes required by the constitution, was declared not passed.

Mr. Armstrong of LaSalle submitted the following report:

The joint committee of the Senate and House of Representatives, to which was referred Senate bill, No. 459, for "An act to revise the law in relation to mines," report the following:

*First*—That the Senate concur in House amendments to section 10, by inserting in line 11, before the words "suitable and competent person," the words "county surveyor or other."

*Second*—That the House amend their additional section, by striking out the words "of," "exceeding," and "\$1,000 nor less," in line 3. Also, by striking out the words "than one," in line 4, and insert the words "to exceed," after the word "not," in line 3, and in line 4, before the word "hundred," the word "five," so that the section will read as follows: "Whoever shall willfully trespass upon the land of another by mining thereon, shall, in addition to the damages now authorized by law, be liable to a penalty not to exceed \$500, which may be recovered in an action of debt by the owner thereof, in any court of competent jurisdiction."

On motion of Mr. Jaquess,

Senate bill, No. 535, for "An act to amend an act entitled 'an act in regard to guardians and wards,' approved April 10, 1872,"

Was read a second time, and ordered to a third reading.

On motion of Mr. Johnston,

The report of the judiciary committee, recommending that section 2 of House bill, No. 643, for "An act to revise the law in relation to injuries," be stricken out, was taken up, and,

On motion of Mr. Dunham,

The further consideration of the report was postponed until 2:30 o'clock P. M.

House bills on third reading being in order,

House bill, No. 838, for "An act to amend an act entitled 'an act to provide for the exercise of the right of eminent domain,' " was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 83, nays 17.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bocock, Booth, Casey, Collins, Cronkrite, Crosby, Cullerton, Dement, Dewey, Dolan, Dolton, Efuier, Ewing, Ferrier, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hay, Henry, Hite of St. Clair, Hollenback, Hopkins, Jaquess, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of Hancock,

Mann, Marsh, McDonald, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Oakwood, Oberly, Oleson, Peltzer, Pinnell, Plowman, Pyatt, Quinn, Race, Ramey, Rankin, Ray, Rogers, Savage, Scanlan, Sanna, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Washburn, Wayman, Webster, Weinheimer, Westfall, Wymore—83.

Those voting in the negative are,

Messrs. Alexander of Crawford, Blakely, Bradwell, Bryant, Crawford, Darnell, Davis, Easley, Flanders, Forth, Maesie, McAdams, Newton, Pollock, Shaw, Streeter, Wicker—17.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

House bill, No. 705, for "An act to amend sections six (6), seven (7), nine (9), twenty-four (24), twenty-six (26), and fifty-three (53), of article nine (9), of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872," was read a third time.

And the bill, and all the amendments thereto, having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 107, nays 8.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Blakely, Boock, Booth, Bryant, Casey, Chambers, Collins, Connolly, Crawford, Cronkite, Crosby, Cullerton, Darnell, Davis, Deemest, Dewey, Dolan, Dolton, Easley, Ether, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Granger, Grant, Gridley, Griffith, Halpin, Hay, Henry, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Marsh, Maesie, McAdams, McDonald, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleson, Peltzer, Pinnell, Plowman, Pyatt, Quinn, Race, Ramey, Rankin, Ray, Rice, Rogers, Savage, Scanlan, Sanna, Sherman, Smith, Soule, Starr, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Washburn, Wayman, Webster, Weinheimer, Westfall, Wicker, Wood, Mr. Speaker—107.

Those voting in the negative are,

Messrs. Bradwell, Carpenter, Jaquess, Mann, Moffett, Pollock, Stewart of McLean, Wymore—8.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Wood submitted the following report from the committee of conference on Senate bill No. 481.

*To the Speaker of the House of Representatives :*

The joint committee appointed by the Senate and House of Representatives on the disagreement of the two houses on amendments to Senate bill, No. 481, for "An act to revise the law in relation to toll roads," beg leave to make the following report:

The committee recommend that the Senate concur in the amendments made to said bill by the House of Representatives.

All of which is respectfully submitted.

B. WOOD,  
JAMES B. BRADWELL,  
O. DUNHAM,  
*House Committee.*

R. S. WILLIAMSON,  
S. P. CUMMINGS,  
J. M. PATTERSON,  
*Senate Committee.*

Which was concurred in.

Mr. Wood from the committee of conference on Senate bill No. 477, submitted the following report.

*To the Speaker of the House of Representatives:*

The joint committee of conference, appointed by the Senate and House of Representatives, on the disagreeing votes of the two Houses on amendments to Senate bill, No. 477, for "An act to revise the law in relation to toll bridges," beg leave to make the following report:

The committee recommend that the Senate concur in the amendments made to said bill by the House of Representatives.

All of which is respectfully submitted.

B. WOOD,  
JAMES B. BRADWELL,  
C. DUNHAM,  
*House Committee.*

R. S. WILLIAMSON,  
S. P. CUMMINGS,  
J. M. PATTERSON,  
*Senate Committee.*

Which was concurred in.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 315, for "An act to revise the law in relation to mortgages of real and personal property."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

The motion to reconsider the vote by which House bill, No. 794, for "An act concerning police magistrates, and to repeal an act therein named," was lost, was taken up, and agreed to.

And the question again being, "Shall this bill pass?" it was decided in the affirmative—yeas 103, nays 9.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Blakely, Bocock, Bradwell, Branson, Bryant, Casey, Cassidy, Carpenter, Collins, Connolly, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Easley, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Grant, Gridley, Griffith, Halpin, Hay, Henry, Herrington, Herting, Hite of St. Clair, Hollenback, Jacques, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Masse, McAdams, McDonald, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose Moffett, Mulvano, Neville, Newton, Nulton, Oakwood, Oberly, Olson, Peltzer, Plinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Rankin, Ray, Rogers, Savage, Scanlan, Senne, Sherman, Smith, Soule, Stewart of Winnebago, Stroud, Thomas, Thornton, Walker, Warner, Weinheimer, Westfall, Wicker, Wood, Wymore, Mr. Speaker—103.

Those voting in the negative are,

Messrs. Chambers, Cronkite, Graham, Granger, Starr, Stewart of McLean, Streeter, Taggart, Webster—9.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

By consent, Senate bill, No. 315, for "An act to revise the law in relation to mortgages of real estate and personal property," was read a first time, and referred to the committee on judiciary.

By consent, Senate bill, No. 472, for "An act to revise the law in relation to State contracts," together with the amendments submitted by the committee on printing, were taken up, and the bill read a second time.

The first amendment submitted by the committee, as follows :

Amend section 1 by striking out all after the enacting clause, and inserting the following : " That the Secretary of State, the State Treasurer, and the Auditor of Public Accounts shall be and are hereby declared to be (*ex-officio*) commissioners of State contracts. The officers above designated shall organize as the board of commissioners of State contracts, on the first Monday of July, A. D. 1874, by the election of one of their number as chairman ; and thereafter they shall hold stated quarterly meetings at such place and time as they shall determine. At any time the chairman, or any two of the commissioners, may call a special meeting of the board. Two of the commissioners shall constitute a quorum, and may do and perform all the acts and duties required to be done and performed by them by this or any other act of the General Assembly. The commissioners shall transact all business at stated or special meetings of the board, and shall cause to be kept a record of its proceedings."

Was taken up.

Mr. Hay submitted the following amendment to the amendment :

After the word "the," and before "Secretary," insert the words "Attorney General."

Which was adopted.

Mr. Snow submitted the following amendment to the amendment :

Strike out of line 7 the word "two," and insert the word "three."

Which was adopted.

The question then being on the adoption of the amendment as amended, it was decided in the affirmative.

The second committee amendment, as follows :

Amend section 3 to read as follows :

"§ 3. Between the first Monday in July and the first Monday in August, A. D. 1874, and biennially thereafter in the month of July, the Commissioners of State contracts shall advertise at Springfield, in one of the daily papers published in that city, for proposals to furnish fuel to the State ; and shall advertise at Springfield, Chicago and New York in some one of the daily newspapers published in each of said cities, for proposals to furnish printing and other paper and stationery to the State ; and shall advertise at Springfield, Chicago, Peoria and Quincy, in some one of the daily newspapers published in each of said cities, for proposals to do the copying of the laws, journals, reports and other public documents of the State, and for the distribution of the same ; for proposals to do the printing of the State, and for proposals to do the binding of the State. Each of said advertisements for proposals shall be published ten days from and including the date of its first publication, and shall give notice that sealed proposals, in triplicate, one copy to be delivered to each of the commissioners, for furnishing the articles or performing the work required for the term of two years from the first Monday of November then next ensuing, will be received at the office of the Secretary of State, on or before the first Monday in September next after the date of said notice. The advertisement shall set forth specifically what will be required of bidders under this act, and such other particulars as the commissioners shall deem proper. Any advertisement may embrace propositions for bids for all or a part of the materials to be furnished and work to be done, but shall solicit separate bids for each class of articles to be furnished or work to be done, and each of such classes shall be let in a separate contract."

Was taken up.

Mr. Thornton submitted the following amendment to the amendment :  
Add to the end of line 5 the word "paper."

Which was not adopted.

Mr. Connolly submitted the following amendment to the amendment :  
Strike out of line 12 the words "in triplicate."

Which was adopted.

The question then being on the adoption of the amendment as amended, it was decided in the affirmative.

The third committee amendment, as follows :

Amend section 4 to read as follows :

"§ 4. Each bid for each class shall be accompanied by a bond in the sum of \$5,000, payable to the People of the State of Illinois, conditioned that if such bid is accepted, the person making it will, within ten days after the award is made, enter into a contract as specified in the advertisement soliciting bids, and will execute a bond, conditioned for the faithful performance of such contract on his part, in such sum as the commissioners and Governor shall determine. Each bidder shall file his bond with the Governor when he files his bond with the Secretary of State, and no bid shall be received until such bond shall have been deposited with the Governor. The Governor shall retain said bond until the award has been made; and then shall file in the office of the Secretary of State the bond of the successful bidder."

Was taken up.

Mr. Barkley submitted the following amendment to the amendment :  
Strike out of line 7 the words "bid with the Secretary of State," and insert the words "bids with the commissioners."

Which was adopted.

Mr. Johnston submitted the following amendment to the amendment :  
Insert after the word "dollars" in line 2, the words "as liquidated damages."

Which was adopted.

The question then being on the adoption of the amendment, as amended, it was decided in the affirmative.

The fourth committee amendment, as follows :

Amend section 6 so as to read as follows :

"§ 6. At the time designated in the advertisement for opening bids the Commissioners, at a meeting called for the purpose, shall, in the presence of the Governor, open the bids and proceed publicly to award the contract for each class of work to be done and materials to be furnished to the lowest bidder therefor, taking bond from him in an amount to be fixed by the board and the Governor, but not to exceed \$10,000, conditioned for the faithful performance of the contract, but for good cause the Board may adjourn said meeting to any time within ten days, at which adjourned meeting said board shall make the award, as herein specified : *Provided*, that nothing in this act shall be construed so as to prevent the same person from bidding for more than one class of the work to be done or articles to be furnished; and that when any person, bidding for more than one class as aforesaid, shall be the lowest bidder for each class so bid for, to him shall be awarded the contract for all the classes for which he has bid : *And, provided, further*, that said commissioners, with the consent of the Governor, may reject any or all bids, and that no contract shall be made without the approval of the Governor. If two or more persons bid the same price for either class of work to be done or articles to be furnished, and said price is the lowest for that

class, the commissioners shall award the contract to such one of said bidders as they shall decide by lot to award it to. In determining the lowest bid for printing, the commissioners shall call to their aid the printer expert herein provided for."

Was taken up.

Mr. Bradwell submitted the following amendment to the amendment: Insert in line 14, before the word "approved," the word "written."

Which was adopted.

The question then being on the adoption of the amendment as amended, it was decided in the affirmative.

The following committee amendments, to-wit:

Amend section 7, by inserting in line 4, after the word "bids," where it occurs the second time in said line, the words "and made awards."

Amend section 8 to read as follows:

"§ 8. If a contractor shall fail to fulfill his contract, the commissioners may cancel the contract, and having done so shall notify him, in writing, specifying their reasons for so doing."

Amend section 9 to read as follows:

"§ 9. No contract shall be let to any person holding any State office in this State or a seat in the General Assembly, or to any person employed in either of the executive offices of the State, or to the wife of a State officer, member of the General Assembly or employee, as aforesaid; nor shall any State officer, member of the General Assembly, or wife or employee, as aforesaid, become directly or indirectly interested in any such contract, under penalty of forfeiting such contract at the option of the commissioners, and being fined not exceeding one thousand dollars."

Amend by adding the following section:

"§ 10. Any person who shall offer or pay to any person any money or other valuable thing, to induce such person to not bid for a State contract, or as a recompense to him for not having bid for such contract, shall be guilty of a misdemeanor, and, upon conviction thereof, shall be punished by imprisonment in the penitentiary not longer than one year. Any person who shall accept any money or other valuable thing for not bidding for a State contract, or who shall withhold a bid in consideration of a promise of the payment of money or other valuable thing, shall be guilty of a misdemeanor, and, on conviction thereof, shall be imprisoned in the penitentiary not longer than one year."

Amend section 11 to read as follows:

"§ 12. Every bill for articles furnished or work done by any contractor under this act, shall contain a detailed itemized account, in such form that the same may be readily compared with his contract, and shall also contain such other particulars as may be directed by the commissioners. Every bill shall be presented to the Secretary of State, who shall (except as provided in section — of this act) carefully examine and compare the same with the vouchers and orders in his possession. If any error is found in any account, the Secretary shall immediately correct the same and return the account to the contractor. When the account is found to be correct, or has been corrected and adjusted, the Secretary shall certify the same, with the contract, vouchers and orders, to the commissioners, who shall carefully examine the same. When an account has been approved by the commissioners, the Auditor of Public Accounts shall draw his warrant upon the treasury for the amount thereof, payable out of any money appropriated for that purpose; but pay-

ments may be made on estimates of work done as the work progresses, upon the order of the commissioners of State contracts, approved by the Governor."

Strike out sections 12, 13 and 14.

Were taken up and adopted.

The following committee amendment, to-wit:

Amend section 16 so as to read as follows:

"§ 13. The printing of the State shall be and hereby is divided into six classes, to be let in separate contracts, as follows:

"*First*—The printing (in bill form) of bills, resolutions and other documents shall constitute the first class.

"*Second*—The printing (in book or pamphlet form) of reports, communications and other documents, and of the volume of reports, shall constitute the second class.

"*Third*—The printing of the journals of the Senate and House of Representatives shall constitute the third class.

"*Fourth*—The printing of the volume of laws, with the joint resolutions, which shall be included in said volume, shall constitute the fourth class.

"*Fifth*—The printing, stitching, ruling, lining, indexing and binding of election registers shall constitute the fifth class—each register to contain forty pages flat cap.

"*Sixth*—All printing not included in the first, second, third and fourth classes shall constitute the sixth class."

Was taken up.

Mr. Oberly submitted the following amendment to the amendment:

Insert in line 11, before the word "forty," the words "not more than."

Which was adopted.

Mr. Barkley submitted the following amendment to the amendment:

Strike out of line 12 the word "and," and insert after word "fourth," in same line, the words "and fifth."

Which was adopted.

Mr. Johnston (by consent) submitted the following amendment:

Strike out of lines 4 and 8, of section 10, the words "one year," and insert in lieu thereof the words "three years."

Which was adopted.

The following committee amendments, to-wit:

Amend by adding the following section:

"§ 14. The public printing shall be done within the State, and the first, second and sixth classes shall be done at the State capital. All printing done under this act shall be delivered, at the expense of the contractor, to the order of the Secretary of State at the capital. The contractor for either class of the printing shall also pay the cost of transportation of paper to be used in such printing from the office of the Secretary of State to the place where the printing may be done."

Amend section 17 to read as follows:

"§ 15. Each bid for either class of the public printing shall state the price per one thousand ems of composition, and per one hundred impressions of press work, at which the bidder will do the printing of the class covered by his bid. In stating the price of composition, the bidder shall state how much per thousand ems for plain composition, how much per thousand ems for figure work, and how much per thousand ems for rule and figure work."

Strike out section 18.

Were taken up and adopted.

The following committee amendment, to-wit:

Amend section 19 to read as follows:

"§ 16. The highest prices that may be paid for printing under this act are as follows:

"Sixty cents for each one thousand ems of plain composition.

"Ninety cents for each one thousand ems of figure work.

"One dollar and twenty cents for each one thousand ems of rule and figure work.

"Twenty-five cents for each one hundred impressions of press work: *Provided*, that any number of impressions fewer than two hundred, on any job, shall be counted as two hundred."

"Each election register fifteen cents."

Was taken up.

Mr. Thornton submitted the following amendment to the amendment: Strike out of line 7 the word "fifteen" and insert the word "twenty."

Which was not adopted.

The question then being on the adoption of the amendment, it was decided in the affirmative.

Mr. Plowman (by consent) submitted the following report:

*To the Speaker of the House of Representatives:*

Your committee on public buildings and grounds, to whom was referred a certain resolution charging the Board of State House Commissioners with letting contracts and having work done in violation of law, have held a meeting, and directed me to inform the House that, in the opinion of your committee, the services of a competent short-hand reporter will be required, to enable them to prosecute the investigation with which they are charged, and to reduce to writing the testimony of such witnesses as may be produced before them. They therefore instructed me to report the fact to the House, and ask that authority may be given to your committee to employ the necessary assistance to enable them to properly discharge the duty with which they are charged.

The report of the committee was not concurred in.

On motion of Mr. Armstrong of LaSalle,

At 12:25 P. M. the House adjourned until 2:30 o'clock P. M.

## TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Peltzer entered a motion to reconsider the vote by which House bill, No. 847, for "An act to enable cities to change the boundaries of wards, and to establish additional wards," was lost.

The House resumed the unfinished business of this morning, being the consideration of the amendments submitted by the committee on printing, to Senate bill No. 472.

The following committee amendment, to-wit:

Amend section 20 to read as follows:

"§ 17. The type used in doing work of the first class shall be small pica, composed in a measure six inches wide, and made up into pages ten and one-half inches long. Between the lines in work of this class there shall be a space not exceeding the width of a pica reglet: *Provided*, that if any matter in this class ought to be set solid, the printer expert herein provided for shall have authority to so decide and direct. In



computing composition in this class the type shall be measured as if it had been set solid, and necessary fractions of pages shall be counted as full pages, but no blank pages shall be charged for. In estimating press work in this class, four pages shall be considered a form : *Provided*, that any number of pages fewer than four shall be considered a form when the copy of any job done in this class is not sufficient to make four pages, or shall make one or more full forms and a fractional part of another full form."

Was taken up and adopted.

The following committee amendment, to-wit:

Amend section 21 to read as follows:

"§ 18. The type used in doing work of the second and third and fourth classes, shall be long primer, set solid, and made up into medium octavo pages, twenty-six ems pica in width, and forty-five ems pica in length, without unnecessary leads, blanks or broken lines: *Provided*, that indexes, tables, resolutions, the yeas and nays, and quoted matter shall be printed in nonpareil solid: *And, provided, further*, that head lines, stating the subject of each section according to its number, set in nonpareil roman, leaded, in two columns, shall, in the volume of the laws, precede each act. The title of each bill in the volumes of the laws shall be set in long primer italics. In the printed journals each division list of the yeas and nays shall be in one paragraph, with the names run-in alphabetically, and the result given in the last line, and the report of each motion or resolution shall be embraced in one paragraph. In estimating composition in the second and third classes, a necessary fractional page shall be counted a full page, but no blank page shall be charged for. In estimating press work in the second and third classes, sixteen pages shall be considered a form: *Provided*, that if any document make less than sixteen pages, or if the last form of any document is not a full form of sixteen pages, the same shall be counted as a full form. It shall be the duty of the printer expert and the secretary of state to so direct the making up of forms in all classes of work so as to avoid unnecessary charges for press work."

Was taken up.

Mr. Barkley submitted the following amendment to the amendment:

Strike out of line 11, the word "and," and insert after the word "third," the words "and fourth."

Which was adopted.

Mr. Barkley submitted the following amendment to the amendment:

Insert in line 17, after the word "for," the words "composition or."

Which was adopted.

The amendment as amended was then adopted.

The following committee amendments, to-wit:

Amend by striking out sections 22 and 23.

Amend section 24 to read as follows:

"§ 19. Composition in the sixth class shall be estimated as follows: All work in pica, or in which type larger than pica predominates, shall be counted as pica. When any job is set in type smaller than pica, the composition shall be estimated by measuring the job according to the size of the type actually used; and if two or more sizes of type smaller than pica are used in the same job, such job shall be estimated by measuring each kind of type so used.

All work such as letter heads, blanks and circulars, shall be measured by the surface actually covered, and not by the size of the sheet used: *Provided*, that no job shall be estimated at less than one thousand ems."

Amend by striking out sections 25 and 26.

Amend section 27 by inserting in line 2, after the word "execute," the words "in a workmanlike manner."

Were taken up and adopted.

The following committee amendments, to-wit:

Amend section 28 to read as follows:

"§ 21. The Governor shall appoint a practical printer, who has had experience in estimating book and job work, and who has worked at his trade at least six years, to prepare the specifications upon which bids for the public printing shall be made, to read proof, to measure the work, to estimate the amount of paper required for each job, and to examine the accounts according to the provisions of this act. Such practical printer shall be under the supervision of the Secretary of State, in his office; but in measuring and estimating the price of work and examining accounts, the printer expert shall not be subject to the orders of the secretary. Any conflict of opinion between the secretary and the printer expert, above provided for, on the construction of this act, or in reference to other matters relating to the contracts for printing, shall be referred to the commissioners of state contracts, and be decided by them. The said printer expert, before entering upon the discharge of his duties, shall take and subscribe to an oath that he will faithfully and honestly perform the duties imposed upon him, which oath shall be filed in the office of the Secretary of State. He shall receive for his services six dollars per day for each day of actual service, to be certified by the commissioners of state contracts, and paid out of any money not otherwise appropriated, and shall be subject to removal at the pleasure of the Governor."

Was taken up.

Mr. Johnston submitted the following amendment to the amendment:

Insert after the word "job," in line 4, the words "the amount and value of the paper spoiled, damaged or injured by the carelessness, negligence or fault of the printer, estimate the value thereof and report the said amount and value to the commissioners, who shall, if they, or a majority of them, approve of such report, refuse to pay the printer the loss to the State as shown by such report."

Which was not adopted.

Mr. Hay submitted the following amendment to the amendment:

"*Provided*, that the commissioners shall not be bound by the action, opinion or measurement of said printer expert, but may inquire of and take the evidence of other experts upon all matters connected with said printing, but in no case shall they raise the estimate."

Which was adopted.

Mr. Johnston submitted the following amendment to the amendment:

Strike out after the word "act," in 5th line, section 21, all the words "Such practical printer shall be under the supervision of the Secretary of State in his office, but;"

Which was not adopted.

The amendment as amended was then adopted.

The following committee amendments, to-wit:

Amend section 29 so as to read as follows:

"§ 22. All printing under this act shall be ordered through the Secretary of State, who shall ascertain that the full number of copies of each job is received at his office, and shall deliver such work to the department for which it was done. The Secretary shall require the prin-

ter expert to keep a record of all printing ordered, and to file and preserve a copy of each document printed. The copy of each document printed, to be filed as aforesaid, shall, before it is filed, have indorsed upon it the number of copies ordered and received, the cost of the same, and the authority by which the printing thereof was ordered."

Amend by striking out sections 30 and 31.

Add the following section :

"§ 23. All orders for printing, in addition to that authorized by this or some other act, shall be by joint resolution : *Provided*, that either house may order to be printed any bills or reports of committees of such house without the concurrence of the other branch of the General Assembly."

Add the following section :

"§ 24. Every bill for printing done shall be presented to the Secretary of State, who shall require the printer expert, provided for in this act, to carefully examine and compare the same with the contract for said printing, and the vouchers and orders relating thereto. If any error is found in the account, the printer expert shall correct the same, and return the account to the contractor. If the account is found to be correct, or when it has been corrected, the printer expert shall certify the same to the commissioners, who shall carefully examine it, comparing it with the contract, vouchers and orders. If any conflict of opinion shall occur between the printer expert and the contractor concerning any account, the matter shall be determined and adjusted by the commissioners, and a minute of such adjustment entered in the record of the proceedings of the board."

Amend section 32 to read as follows :

"§ 25. The paper for the printing aforesaid shall be provided by the State. The Secretary of State shall, from time to time, as the same may be needed, deliver to each contractor paper for the printing said contractor is required by his contract to do, shall take from each contractor a receipt for all paper so delivered and shall keep an account of the same. At the biennial settlement, on or before the first Monday in November, each contractor shall deliver to the Secretary all paper then in his possession belonging to the State. The Secretary shall take note of the paper so returned, and if it is found that any of the paper delivered to the contractor has been wasted or converted to other use than that of the State, the contractor shall be charged with the value thereof, together with a penalty of fifty per cent. of the value of the paper so used or wasted, and the amount shall be deducted from his account : *Provided*, that an allowance of three per centum on the cost of said paper may be made for the usual wastage."

Amend by adding the following section :

"§ 26. The contractor for either class of the public printing shall deliver to the Secretary of State, with his bill for the printing, a copy of each document or matter charged for in said bill. In said bill the contractor shall name each job printed, the number of copies printed of each job, the number of impressions of press-work in each job, the number of thousands of ems of plain, of figure-work, and of rule and figure-work composition in each job, and also the kind and quantity of paper used in each job."

Strike out section 34.

Amend section 35 so as to read as follows:

"§ 27. The printed journals of the Senate and House of Representatives shall contain each an index, which shall be prepared by the Secretary of State, who shall also prepare, and furnish to the contractor for this class of printing, a table of the contents and index of the volume of the laws, and a table of contents of the volumes of reports. The title page of the volume of the laws shall contain the following words: 'Printed by authority of the General Assembly of the State of Illinois.' The laws shall be arranged by the Secretary of State in alphabetical order, according to the subject matter, and be thus printed. The day on which an act was approved by the Governor shall be stated at the end of such act. All acts becoming law without the approval of the Governor, shall be marked, in the volume of the laws, at the end of each of said acts, by the printed certificate of the said Secretary."

Amend section 36 so as to read as follows:

"§ 28. The Secretary of State shall, on or before the fifteenth day of December next preceding each regular session of the General Assembly, report to the Governor the number of printing contracts, to whom the same were let, and at what prices, the amount of printing that has been done under said contracts and the cost thereof, and all other matters connected with the public printing."

Strike out section 37.

Were taken up and adopted.

The following committee amendment, to-wit:

Amend by adding the following section:

"§ 29. Hereafter the number of public documents printed, bound and distributed by authority of this State, shall be as follows:

1st. Governor's message, 8,000 copies, of which 6,000 shall be delivered to the members of the General Assembly, and 500 copies to the Governor, and the remaining 1,500 copies to be retained for the volume of reports.

2d. Report of Secretary of State, 3,000 copies, of which one copy shall be delivered to each member, and one to each officer of the General Assembly, 1,500 copies to be retained for the volume of reports, and the remainder to be delivered to the Secretary of State.

3d. The financial report of the Auditor of Public Accounts, 3,000 copies, of which one copy shall be delivered to each member, and one copy to each officer of the General Assembly, one copy sent to each county clerk, one copy to each county collector, 10 copies be retained for the State library, 1,500 copies for the volume of reports, and the remainder to be delivered to the Auditor.

4th. The insurance reports, 3,000 copies, one copy of which shall be delivered to each member, and one copy to each officer of the General Assembly, one copy be sent to each insurance company doing business in the State, 10 copies be retained for the State library, and 1,500 copies for the volume of reports, and the remainder to be delivered to the officer in charge of State supervision of insurance companies.

5th. The report of the State Treasurer, 2,000 copies, of which one copy shall be delivered to each member, and one to each officer of the General Assembly, ten copies to be retained for the State library, and 1,500 copies for the volume of reports, and the remainder be delivered to the State Treasurer.

6th. The report of the Superintendent of Public Instruction, 6,000 copies, one copy of which shall be delivered to each member, and one

copy to each officer of the General Assembly, one copy be sent to each county superintendent of schools, one copy to each board of township trustees, ten copies be retained for State library, and 1,500 copies for volume of reports, and the remainder be delivered to the State Superintendent of Public Instruction.

7th. The report of the Adjutant-General, 2,000 copies, of which one copy shall be delivered to each member, and one to each officer of the General Assembly, ten copies be retained for the State library, and 1,500 copies for the volume of reports, and the remainder be delivered to the Adjutant-General.

8th. The report of the State Board of Agriculture, 10,000 copies, of which one copy shall be delivered to each member, and one copy to each officer of the General Assembly, ten copies be retained for the State library, and 1,500 copies for the volume of reports, 1,000 copies be deposited with the Secretary of State for general distribution, and the remaining volumes be delivered to the State Board of Agriculture for judicious distribution.

9th. The report of the Industrial University, 6,000 copies, of which one copy shall be delivered to each member, and one to each officer of the General Assembly, ten copies be retained for the State library, and 1,500 copies for the volume of reports, 500 copies be delivered to the Secretary of State for distribution, and the remainder to the said university for judicious distribution.

10th. The report of the State Board of Public Charities, 4,000 copies, of which one copy shall be delivered to each member, and one to each officer of the General Assembly, ten copies be retained for the State library, and 1,500 copies for the volume of reports, one copy be sent to each public library in the State, one copy each to every judge, county clerk and sheriff, 500 copies be deposited in the office of the Secretary of State for general distribution, and the balance remaining be delivered to the commissioners of public charities for such exchanges and judicious distribution as they may deem proper.

11th. The report of the Railroad and Warehouse Commissioners, 5,000 copies, of which one copy shall be delivered to each member, and one to each officer of the General Assembly, ten copies be retained for the State library, and 1,500 copies for the volume of reports, one copy be sent to each county clerk, one copy to each county board, 700 copies be delivered to the Secretary of State for general distribution, and the remainder to the said Commissioners.

12th. All other public reports (except reports of committees of the Senate and House of Representatives) required to be made to the Governor or the General Assembly, 3,500 copies each, of which one copy shall be delivered to each member, and one to each officer of the General Assembly, ten copies be retained for the State library, and 1,500 copies for the volume of reports, 150 copies be delivered to the Secretary of State for general distribution, and the remainder to the institution, trustees, commissioners or officer making the report.

13th. The volume of public laws, 8,000 copies, of which one copy shall be sent to each member of the General Assembly enacting the same, and one copy to each member of the first next succeeding General Assembly, and one copy to each judge, State's attorney, county and circuit clerk, supreme court clerk, each county board, sheriff, treasurer, county collector, two copies be delivered to each State department, 100 copies be retained for the State library, two copies for each

public library, ten copies for the supreme court law library of each division, and the remainder be delivered to the Secretary of State for judicious distribution.

14th. The bound volumes of House and Senate journals, and volumes of reports, 1,500 copies, one copy to be sent to each member of the General Assembly, one copy to each office of the executive department, ten copies to the State library, and the remainder to the Secretary of State for judicious distribution."

Was taken up.

Mr. Massie submitted the following amendment to the amendment: Strike out of line 3 the figures "3,000," and insert "4,000;" also strike out of line 3 the figures "6,000," and insert "2,000."

Which was adopted.

Mr. Thornton submitted the following amendment to the amendment: Strike out of line 9 the figures "3,000," and insert "5,000."

Which was adopted.

Mr. Massie submitted the following amendment to the amendment: Strike out of line 32 the figures "10,000," and insert "6,000."

Which was not adopted.

Mr. Rogers submitted the following amendment to the amendment: Strike out of line 32 the figures "10,000," and insert "5,000."

Which was not adopted—yeas 41, nays 68—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Barkley, Beasch, Carpenter, Connolly, Dewey, Dolan, Efner, Forth, Grant, Halpin, Hay, Henry, Hollenback, Hopkins, Johnston, Jones, Marsh, Massie, McDonald, Moore of Adams, Mulvane, Oleson, Pinnell, Pollock, Raskin, Rogers, Senne, Sherman, Starr, Stroud, Thomas, Walker, Washburn, Wayman, Webster, Weinheimer, Wicker, Wymore—41.

Those voting in the negative are,

Messrs. Anderson, Armstrong of Grundy, Ballow, Bishop of McHenry, Blakely, Booth, Bradwell, Branson, Casey, Cassidy, Chambers, Collins, Crawford, Cronkrite, Crosby, Darnell, Davis, Deane, Dolton, Easley, Ewing, Flanders, Freeland, Freeman, Graham, Granger, Gridley, Griffith, Herrington, Hite of St. Clair, Jaquess, Jackson, James, Jessup, Kase, Lane of Hancock, Lane of De Witt, Loomis, Mann, McAdams, McGee, McPherran, Meacham, Middlecoff, Moore of Marshall, Moffett, Newman, Nulton, Oakwood, Oberly, Orendorf, Peltzer, Pyatt, Quinn, Race, Ramey, Ray, Savage, Smith, Snow, Soule, Stewart of Winnebago, Streator, Taggart, Thornton, Virden, Wood, Mr. Speaker—68.

So the amendment was not adopted.

Mr. Barkley submitted the following amendment to the amendment: Strike out of line 34 the following, "and fifteen hundred copies for the volume of reports."

Which was adopted.

Mr. Barkley submitted the following amendment to the amendment: Strike out of line 39 the following, "and 1,500 copies for the volume of reports."

Which was adopted.

Mr. Barkley submitted the following amendment to the amendment: Strike out of line 51 the following, "and 1,500 copies for the volume of reports."

Which was adopted.

Mr. Massie submitted the following amendment to the amendment: Strike out of line 37 the figures "6,000," and insert "4,000."

Which was adopted.

Mr. Thornton submitted the following amendment to the amendment: Strike out of line 49 the figures "5,000," and insert "4,000."

Which was adopted.

Mr. Plowman submitted the following amendment to the amendment: Add to the end of line 63 the following, "police magistrate and justice of the peace."

Which was adopted.

Mr. Jones submitted the following amendment to the amendment:

Add after the word "member," in line 68, the word "and officers."

Which was adopted.

The amendment as amended was then adopted.

Mr. Orendorff (by consent) submitted the following amendment:

Strike out of lines 3 and 4, section 9, the words "or to the wife of a State officer, member of the General Assembly, or employee as aforesaid;" and strike out of line 4, section 9, the words "or wife."

Which was not adopted—yeas, 17, nays 90—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Anderson, Ballow, Crawford, Efner, Hite of St. Clair, Hollenback, Jones, Kase, Orendorff, Plowman, Ramey, Ray, Rogers, Snow, Stroud, Thomas, Warner—17.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Barkley, Bishop of McHenry, Blakely, Booth, Bradwell, Branson, Bryant, Casey, Cassidy, Carpenter, Chambers, Connolly, Cronkite, Crosby, Cullerton, Davis, Dement, Dewey, Dolan, Dolton, Easley, Ewing, Flanders, Forth, Freeland, Freeman, Graham, Gridley, Griffith, Halpin, Hay, Henry, Herrington, Hopkins, Jaques, Jackson, James, Jessup, Johnston, Lane of Hancock, Lane of DeWitt, Loomis, Mann, Marsh, Masie, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moffett, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleson, Peltzer, Pinnell, Pollock, Pyatt, Quinn, Race, Rankin, Savage, Sanna, Shaw, Sherman, Smith, Soule, Starr, Stewart of Winnebago, Streeter, Taggart, Thornton, Virden, Walker, Washburn, Wayman, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—89.

So the amendment was not adopted.

Mr. Shaw submitted the following report:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

The committee of conference appointed by the Senate and House to consider amendments to Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence," have had the amendments on which the House and Senate disagreed under consideration, and recommend that the House adhere to the amendment adding the new section between sections 240 and 241, in regard to the sale of metals used for certain railroad purposes, and marked with the initials of the companies owning them; and that the House recede from its amendment proposing to strike out in section 11, line 3, division 14, the words, "robbery, burglary and arson," and inserting the word "or" after the word "manslaughter."

JAMES SHAW,

JAMES HERRINGTON,

C. DUNHAM,

*House members of Con. Com.*

C. B. STEELE,

G. W. HENRY,

*Senate members of Con. Com.*

Which was concurred in—yeas 79, nays 34—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocock, Booth, Branson, Bryant, Cassidy, Connolly, Cronkite, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Easley, Efner, Ewing, Ferrier, Flanders, Freeland, Freeman, Graham, Granger, Gridley, Hay, Henry, Herrington, Hite of St. Clair, Hollenback, Hopkins, Jaques, James,

Johnston, Jones, Mann, Marsh, Massie, McAdams, McGee, Mitchell, Moore of Marshall, Moore Adams, Moose, Mulvane, Nulton, Oakwood, Peltzer, Plowman, Race, Rankin, Ray, Savage, Sam Shaw, Sherman, Smith, Snow, Soule, Starr, Stewart of Winnebago, Streeter, Taggart, Thomas, Vile Walker, Warner, Washburn, Wayman, Webster, Weinheimer, Wicker, Wymore, Mr. Speaker—A.

Those voting in the negative are,

Messrs. Armstrong of Grundy, Bishop of McHenry, Bradwell, Casey, Carpenter, Chambers, Crawford, Crosby, Forth, Griffith, Halpin, Jackson, Jessup, Kase, Lane of Hancock, Lane of DeWitt, Loomis, McDonald, McLaughlin, Meacham, Middlecott, Moffett, Newton, Oberly, Pinnell, Polled Pyatt, Quinn, Ramey, Rogers, Scanlan, Stroud, Thornton, Wood—34.

So the report of the conference committee was concurred in.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 560, for "An act to protect colored children in their rights to attend public schools."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has agreed to the report of the committee of conference on House amendments to Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence," recommending that the Senate recede from its action refusing to concur with the House in adding the new section between section 240 and 241, with reference to the sale of certain metals and articles marked with the initials of the railroads owning them; that the Senate adhere to its action in refusing to concur with the House amendment striking out in line 3, section 11, division 14, the words, "robbery, burglary and arson," and inserting the word "or" after the word "manslaughter."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 716, for "An act providing for trial of rights of property in certain cases, before the county court," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 654, for "An act to amend an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' approved March 30, 1872."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 596, for "An act in relation to gas companies."

Senate bill, No. 455, for "An act to revise the law in relation to husband and wife."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has



been correctly enrolled, and, on the 19th day of March, 1874, laid before the Governor for his approval, to-wit:

Senate bill, No. 492, for "An act in regard to horse and dummy rail-roads."

Mr. Moore of Marshall, from the committee on engrossed and enrolled bills, begs leave to report that bills of the following titles have been correctly engrossed on the 19th day of March, 1874:

House bill, No. 778, for "An act to amend section 1 of 'an act to revise the law in relation to the State Treasurer,' approved April 23, 1873."

House bill, No. 849, for "An act to revise the law relating to the destruction of wild animals."

House bill, No. 796, for "An act in relation to the assessment and collection of taxes, for the year A. D. 1873, in towns, townships, school districts, and incorporated cities, towns and villages, and providing for their validity."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 608, for "An act to revise the law in relation to attorneys and counselors," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has agreed to the report of the committee of conference on Senate bill, No. 481, for "An act to revise the law in relation to toll roads," recommending that the Senate concur in the adoption of the amendments of the House of Representatives thereto.

Also, have agreed to the report of the committee of conference on Senate bill, No. 477, for "An act to revise the law in relation to toll bridges," recommending that the Senate concur in the adoption of the amendments of the House of Representatives.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit:

House bill, No. 606, for "An act to revise the law in relation to attachments of boats, vessels and rafts."

House bill, No. 639, for "An act to revise the law in relation to fences."

House bill, No. 650, for "An act to revise the law in relation to plats."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 483, for "An act to repeal certain acts therein named."

In the passage of which I am instructed to ask the concurrence of the House of Representatives,

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

House bill, No. 306, for "An act to authorize courts of record, in certain cases, to order lands to be subdivided and platted."

House bill, No. 605, for "An act to revise the law in relation to apprentices."

House bill, No. 651, for "An act to revise the law in relation to promissory notes, bonds, due bills and other instruments in writing."

On motion of Mr. Ferrier,

At 5:40 o'clock P. M., the House adjourned.

FRIDAY, MARCH 20, 1874.

The House met at the regular hour.

Prayer by the Rev. Mr. Worrall.

The Clerk proceeded to read the journal of yesterday, when,

On motion of Mr. Wood,

The further reading of the same was dispensed with.

Mr. Wood (by consent) presented a petition from citizens of Edgwood, Illinois, asking for a modification of the railroad law; which was referred to the committee on railroads.

Mr. Jones moved to suspend the rules, to consider a resolution; which was agreed to.

Mr. Jones then submitted the following resolution:

*Resolved.* That the use of the hall be granted Hon. M. H. Bovee, for Sunday evening, March 22d, for an address on capital punishment.

Which was adopted.

By consent, Senate bill, No. 560, for "An act to protect colored children in their rights to attend public schools,"

Was read a first time and ordered to a second reading.

Mr. Gridley (by consent) presented a petition from citizens of Lake county, asking for a law abolishing the penalty of death, and substituting imprisonment therefor; which was referred to the select committee on capital punishment.

Mr. Moore of Marshall (by consent) presented petitions from citizens of Marshall county, asking that the railroad law be modified or repealed; which was referred to the committee on railroads.

Mr. Moore of Marshall (by consent) presented a resolution adopted by the Board of Supervisors of Marshall county, relating to persons incurably insane; which was referred to the committee on charitable institutions.

Mr. Branson (by consent) presented a memorial from Matilda Fletcher, in relation to the introduction of industrial expositions in connection with the schools; which was referred to the committee on education.

Mr. Massie moved to suspend the rules to consider a resolution; which was not agreed to.

The House resumed the unfinished business of yesterday, being the consideration of the amendments submitted by the committee on printing, to Senate bill, No. 472, for "An act to revise the law in relation to State contracts."

The following committee amendments, to-wit:

Amend by adding the following section: "§ 30. No report of any institution, department or officer shall exceed three hundred printed

pages, unless the commissioners of state contracts and the Governor shall, for good cause, certify to the Secretary of State that the interests of the State require that such report shall exceed two hundred pages."

Was taken up and adopted.

The following committee amendment, to-wit:

Amend by adding the following section: "§ 31. When the contractor for the public printing is ordered to print any report or other document that is also to appear in the volume of reports, he shall print upon the same type 1,500 copies of each of said reports or other documents, with bracket folios for such volumes of reports. There shall be no charge for composition for the fifteen hundred copies of reports inserted in said volumes of reports, nor for inserting the bracket folios, changing the signatures, or re-imposing the forms."

Was taken up.

Mr. Oberly submitted the following amendment to the amendment:

Strike out all of section 31, after the word "reports," where it occurs the second time in line 5, and insert the following: "But the contractors for work that is bound in the volume of reports shall be allowed to charge fifty cents for each form that goes into said volume as compensation for inserting the bracket folios, changing the title to a bastard title, and re-imposing the forms to prevent more than one blank page being inserted at any one place in the said volume."

Which was adopted.

The amendment, as amended, was then adopted.

The following committee amendments, to-wit:

Amend by adding the following section: "§ 32. The volumes of reports shall contain no reports, communications, or other matters that are to be inserted in the laws and journals of the same year, and the various reports, communications and other documents inserted therein shall follow each other in as close compact order as is consistent with good workmanship, without the intervention of unnecessary blanks or separate title or half-title pages, and the paging thereof shall be consecutive, and at the conclusion of each volume there shall be an index, referring to the particular page at which each separate document commences."

Amend by adding the following section:

"§ 33. In every case provided in this act for the 1,500 copies of reports or documents to be placed in the bound volume of reports, it shall be the duty of the Secretary of State to order the delivery of said 1,500 copies to the contractor for binding that class of work, and said contractor shall bind and deliver such volumes of reports as prescribed in this act. The commissioners of state contracts shall designate what reports shall comprise a volume, and the size of each volume of the reports herein required to be bound."

Amend by adding the following section:

"§ 34. The contractor for printing shall deliver all book and pamphlet work to the contractor for public binding, in sheets containing not less than sixteen pages each: *Provided*, that if any document makes less than sixteen pages, or if the last form of any document is not a full form of sixteen pages, then such smaller sheets shall be delivered to the contractor for binding as printed."

Amend by the addition of the following section:

"§ 35. It shall be the duty of the Secretary of State and the printer expert, in ordering printing, by combining orders, or otherwise, as far

as possible, to prevent charges for constructive or double composition, and the public printer shall follow such directions."

Were taken up and adopted.

The following committee amendment, to-wit:

Amend by adding the following section: "§ 36. The binding for the State shall be and hereby is divided into five classes, as follows:

*First*—The folding, sewing with two twines, and trimming of the laws, journals and volumes of reports, and the binding thereof in leather backs and substantial pasteboard sides, covered with blue paper, shall constitute the first class.

*Second*—The folding, sewing with two twines, and trimming of the laws and journals, and the binding thereof in law-sheep backs and corners and No. 20 tar-board sides, covered with good American comb-marble paper, and title stamped in gold on the backs, shall constitute the second class.

*Third*—The folding, sewing with two twines and trimming of the reports of the executive departments and of public institutions, and the binding thereof in English cloth and binder's or cloth board sides, with the title and any required ornament embossed in gold on the backs and blank fillets on the sides, shall constitute the third class.

*Fourth*—The folding, stitching and trimming of reports to the General Assembly, or either house thereof, and other documents, and the binding of said reports in paper covers, with the title page printed thereon, shall constitute the fourth class.

*Fifth*—The folding, stitching and trimming of bills shall constitute the fifth class."

Was taken up.

Mr. Barkley submitted the following amendment to the amendment: Amend section 36, in line 5, by inserting after the word "paper," the words "and title stamped in gold on back."

Which was adopted.

Mr. Barkley submitted the following amendment to the amendment: Amend line 14 by inserting after the word "stitching," the words "with three holes."

Which was adopted.

The amendment as amended was then adopted.

The following committee amendment, to-wit:

Amend section 38 so as to read as follows: "§ 37. The highest prices that may be paid for binding under this act, are as follows:

For the first class, per volume, twenty-five cents.

For the second class, per volume, fifty cents.

For the third class, per volume, thirty cents.

For the fourth class, per one hundred pages, three and one-half cents.

For the fifth class, per one hundred pages, five cents.

Was taken up and adopted.

The following committee amendment, to-wit:

Amend section 39 to read as follows: "§ 38. Of the number of laws, journals and volumes of reports required to be printed, six hundred copies of the laws and three hundred copies of the journals and volumes of reports shall be bound in the second class of binding, as described in section 36 of this act; and of the number of reports required to be printed, three thousand copies each of that of the Superintendent of Public Instruction, State Board of Public Charities, and Railroad and Warehouse Commissioners; five hundred copies each of the

Auditor of State, Secretary of State and other State officers, Insurance Report, and Industrial University, and ten thousand of the report of the State Board of Agriculture, shall be bound in the third class of binding, as described in section 36 of this act. The laws, journals, and volumes of reports, except as hereinbefore provided in this section, shall be bound in the first class of binding as described in section 36 of this act; the reports, except as hereinbefore provided in this section, shall be bound in the fourth class of binding, as described in section 36 of this act."

Was taken up.

Mr. Granger submitted the following amendment to the amendment:

Amend section 38 by striking from line 5 the words "State Board of Public Charities." By adding, in line 6, after the word "commissioners," the following: "Two thousand copies each of the State Board of Public Charities and Industrial University." By striking from line 7 the words "and Industrial University," and by inserting the word "and" before the word "Insurance," in line 7."

Which were adopted.

The amendment, as amended, was then adopted.

The following committee amendments, to-wit:

Amend by the addition of the following section: "§ 39. The commissioners of State contracts shall furnish bidders with samples of the first, second, third and fourth classes of binding, and duplicates of such samples shall be preserved by the commissioners until final settlement is made between the contractors and the State for such binding."

Amend by the addition of the following section:

"§ 40. In case it shall be necessary for the commissioners of State contracts to order the binding of any volume or other work not provided for in this act, the compensation therefor shall be proportionate to the contract prices under which similar work is being executed by the contractor for binding."

Amend section 40 as follows: In line 1, after the word "stitching," insert "or sewing." In line 2, strike out the words "the preceding sections," and insert "sections 36 and 37."

Amend section 41 as follows: In line 1, after the word "stitch," insert "or sew."

Amend section 42 so as to read as follows:

"§ 43. The Secretary of State, when he receives binding, shall ascertain whether it has been executed as required by contract, and if thus executed, shall give to the binder his receipt therefor. If the binding is not executed as required by contract, the Secretary may, with the approval of the commissioners of state contracts, receive the same, giving his receipt therefor, in which receipt he shall state the defects in the work, and the amount to be deducted from the contractor's bill for such defects—which deductions shall be determined by the commissioners, and charged against said contractors by the Secretary of State."

#### STATIONERY AND PRINTING PAPER.

Amend section 48 to read as follows:

"§ 49. The maximum price of news, book, cover and other paper used in doing the State printing, and of all articles of stationery used by the State, shall be five per centum greater than the market price of

such paper and articles, at wholesale, in the city of Chicago, at the time of the making of the contract, and no contract shall be made at any higher rate."

Amend section 49 to read as follows:

"§ 50. Every advertisement for bids for news, book, cover and other paper and stationery for the use of the State shall specify, as near as may be, the kinds, quality and quantity required, and shall also specify the size and weight per ream of each kind required. Separate bids shall be made for the different kinds of paper required for doing the State printing. All other stationery may be included in one bid."

Amend section 50 to read as follows:

"§ 51. The commissioners of State contracts shall furnish bidden samples of book, flat, cover, and other printing papers, of all legal cap letter, note and other papers, and all articles of stationery required by the State officers, and duplicates of such samples shall be preserved by them until final settlement is made between the contractor and the State for all articles furnished of which the samples were the standard of quality."

Strike out section 51.

Amend section 58, by adding the following to the end of section: "ten copies for the State Library, and the remaining copies shall be deposited with the Secretary of State for the use of future General Assemblies."

Were taken up and adopted.

Mr. Johnston submitted the following amendment:

Amend section 59, line 4, by striking out the word "judge," and insert the word "clerk."

Which was adopted.

Mr. Armstrong of LaSalle submitted the following amendment:

In the 14th paragraph, line 69, after the word "library," add "two copies to the office of each county clerk."

Which was adopted.

Mr. Oberly submitted the following amendment:

Strike out of line 12, section 3, after the word "proposals," the words "one copy to be delivered to each of the commissioners."

Which was adopted.

Mr. Barkley submitted the following amendment:

Amend line 7, section 4, by striking out the words "bids with the commissioners," and insert the words "bid with the Secretary of State."

Which was adopted.

Mr. Savage submitted the following amendment:

Insert at the end of section 43, the words "actual count."

Which was adopted.

Mr. Thornton submitted the following amendment:

Strike out section 5.

Which was adopted.

Mr. Oberly submitted the following amendment:

In line 6, section 4, add after the word "bond," the words "and a copy of his bid."

Which was adopted.

Mr. Barkley submitted the following amendment:

Insert the following section:

"§ 29½. The volume of reports herein provided for shall include the following reports: The reports of the several State officers, institutions

and departments required to be made to the Governor or the General Assembly (except reports of committees to the Senate and House of Representatives): *Provided*, that the Transactions of the agricultural and horticultural societies, the report of the Railroad and Warehouse Commissioners, and Industrial University, and the report of the State Geologist, shall not be included in said volume of reports."

Which was adopted.

The bill was then ordered to a third reading.

Mr. Hay submitted the following report:

TO THE HON. S. M. CULLOM,

*Speaker of the House of Representatives:*

The committee of conference on the disagreement of the House and Senate on Senate bill, No. 403, for "An act to revise the law in relation to liens," have agreed to and do recommend to the respective houses as follows:

1. That the Senate do concur with the House in its amendments to sections one (1), twenty-nine (29), and forty-five (45).

2. That section twenty-nine (29) be further amended by striking out the words "conformity with the terms of the," in line three (3) of the written bill, and inserting instead thereof the words "pursuance of the purposes of the original."

3. That the first of the House amendments to section thirty-one (31) be amended by striking out the word "sixty," and inserting the word "forty;" and that the House recede from its second amendment to said section; and that the first of said amendments to said section thirty-one (31) being so amended, be concurred in by the Senate.

F. M. YOUNGBLOOD,

A. S. PALMER,

C. W. UPTON,

*On the part of the Senate.*

M. HAY,

IRA M. MOORE,

JNO. F. SCANLAN,

*On the part of the House.*

Which was ordered printed.

Mr. Armstrong of Grundy submitted the following report:

To the President of the Senate, and

*Speaker of the House of Representatives:*

The undersigned, joint committee of conference appointed by the Senate and House of Representatives on the disagreement of the two Houses on the amendment made by the Senate to House bill, No. 685, for "An act to revise the law in relation to escheats," beg leave to make the following report, viz:

That the House concur in the Senate amendment striking out section eight of said act.

Most respectfully submitted,

P. H. SANFORD,

W. H. SHEPARD,

JESSE WARE,

*Senate Committee.*

P. A. ARMSTRONG,

M. HAY,

JOHN POLLOCK,

*House Committee.*

Which was concurred in—yeas 105, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bishop of Edgar, Bishop of McHenry, Blakely, Booth, Bradwell, Branson, Bryant, Casey, Carpenter, Collins, Connolly, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dolan, Easley, Efner, Ewing, Ferrier, Flanders, Forth, Freeman, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hart, Hay, Henry, Herrington, Herting, Hite of St. Clair, Hopkins, Inscore, Jaques, Jackson, James, Jessup, Johnston, Jones, Lane of DeWitt, Loomis, Mann, Massie, McAdams, McDonald, McGee, McLaughlin, Meacham, Mitchell, Moore of Marshall, Moore of Adams, Moose, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleson, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ray, Rogers, Savage, Scanlan, Senne, Shaw, Sherman, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Virdeen, Walker, Warner, Washburn, Wayman, Webster, Wicker, Wood, Wymore. Mr. Speaker—105.

So the report of the conference committee was concurred in.

By consent, House bill, No. 778, for "An act to amend section 1 of 'an act to revise the law in relation to the State Treasurer,' approved April 23, 1873," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 90, nays 24.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Blakely, Booth, Bradwell, Branson, Bryant, Casey, Carpenter, Connolly, Crawford, Cullerton, Davis, Dement, Dewey, Dolan, Dolton, Dresser, Efner, Ewing, Flanders, Forth, Freeland, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hart, Hay, Henry, Herrington, Herting, Hollenback, Hopkins, Jaques, Jessup, Johnston, Lane of Hancock, Lane of DeWitt, Loomis, Mann, Marsh, Massie, McAdams, McDonald, McPherran, Meacham, Mitchell, Moore of Marshall, Morrison, Mulvane, Newton, Nulton, Oberly, Oleson, Peltzer, Pollock, Pyatt, Race, Rankin, Ray, Rogers, Savage, Senne, Shaw, Sherman, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stroud, Thornton, Virdeen, Walker, Warner, Washburn, Wayman, Webster, Wicker, Wymore. Mr. Speaker—90.

Those voting in the negative are,

Messrs. Collins, Cronkrite, Crosby, Darnell, Ferrier, Freeman, Inscore, Jackson, James, Jones, McGee, McLaughlin, Moose, Neville, Oakwood, Orendorff, Pinnell, Plowman, Quinn, Streeter, Taggart, Thomas, Weinheimer, Wood—24.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

On motion of Mr. Dolan,

The vote by which House bill, No. 766, for "An act making an appropriation for the payment to the widow of the late Rev. Nehemiah Pierce, official delegate of the State of Illinois to the 'International Prison Congress,' held in London July, 1872, for the preparation of his report made to the Governor, as required by joint resolution of the General Assembly," was lost, was reconsidered.

And the question again being, "Shall the bill pass?" it was decided in the negative—yeas 44, nays 51.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bradwell, Branson, Bryant, Casey, Crawford, Darnell, Dewey, Dolan, Dresser, Efner, Ferrier, Freeland, Grant, Gridley, Hart, Hay, Herrington, Hite of St. Clair, Hollenback, Inscore, Jaques, Johnston, Loomis, McPherran, Meacham, Moore of Adams, Mulvane, Oakwood, Oberly, Orendorff, Plowman, Rogers, Savage, Shaw, Smith, Stewart of Winnebago, Thomas, Walker, Warner, Mr. Speaker—44.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Blakely, Carpenter, Collins, Connolly, Cronkrite, Crosby, Cullerton, Dement, Easley, Flanders, Forth, Freeman, Graham, Granger, Griffith, Halpin, Henry, Hopkins, Jackson, James, Jones, Kase, Lane of Hancock, Mann, Marsh, Massie, McLaughlin, Moore of Marshall, Newton, Nulton, Oleson, Pollock, Quinn, Ray, Scanlan, Sherman, Snow, Soule, Streeter, Stroud, Taggart, Thornton, Virdeen, Washburn, Webster, Weinheimer, Wicker, Wood, Wymore—51.

The bill, not having received the number of votes required by the constitution, was declared lost.

By consent, Senate bill, No. 596, for "An act in relation to gas companies,"

Was read a first time, and ordered to a second reading.



Mr. Mann (by consent) submitted the following report:

To S. M. CULLOM,

*Speaker of the House of Representatives:*

SIR: The committee on state institutions, to which was referred House bill, No. 765, for "An act making sundry appropriations for the Southern Insane Hospital and Asylum at Anna," beg leave to report that they have had the same under consideration, and have adopted certain amendments thereto, in which they ask the concurrence of the House, and recommend the passage of the bill, as amended.

The report of the committee was concurred in, the amendments adopted, and the bill ordered engrossed for a third reading.

Mr. Streeter (by consent) introduced House bill, No. 890, for "An act to repeal sections 27, 28 and 29 of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872."

Which was read a first time, and ordered to a second reading.

By consent, Senate bill, No. 295, for "An act to revise the law in relation to the rate of interest," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 89, nays 25.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballou, Barkley, Bishop of McHenry, Booth, Bradwell, Branson, Casey, Chambers, Connolly, Crawford, Crosby, Cullerton, Davis, Dement, Dewey, Dolan, Dolton, Dresser, Eftner, Ewing, Flanders, Freeland, Freeman, Graham, Granger, Gridley, Griffith, Halpin, Hart, Hay, Henry, Hite of St. Clair, Hollenback, Hopkins, Inacore, Jaquess, Jackson, Johnston, Lane of Hancock, Lane of DeWitt, Loomis, Massie, McGee, McLaughlin, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Mulvane, Newton, Oakwood, Oberly, Oleson, Orendorff, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rogers, Savage, Scanlan, Shaw, Sherman, Smith, Snow, Soule, Starr, Stewart of Winnebago, Streeter, Stroud, Virden, Walker, Warner, Washburn, Wayman, Westfall, Wicker, Wood, Wymore, Mr. Speaker—89.

Those voting in the negative are,

Messrs. Bryant, Cassidy, Carpenter, Collins, Cronkite, Darnell, Easley, Ferrier, Forth, Grant, Jessup, Jones, Kase, Mann, Marsh, McDonald, McPherran, Peltzer, Senne, Sheridan, Taggart, Thomas, Thornton, Weinheimer—24.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

By consent, Senate bill, No. 597, for "An act making an appropriation for repairing the lock-gates on the Little Wabash river," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 80, nays 29.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Bishop of McHenry, Booth, Bradwell, Bryant, Casey, Cassidy, Collins, Crawford, Crosby, Cullerton, Davis, Dewey, Dolan, Easley, Ferrier, Freeland, Gridley, Griffith, Hart, Hay, Herrington, Herting, Hite of St. Clair, Hollenback, Inacore, Jaquess, Jessup, Johnston, Kase, Lane of Hancock, Lane of DeWitt, Loomis, Mann, McAdams, McGee, McLaughlin, McPherran, Meacham, Mitchell, Moore of Adams, Moore, Morrison, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pinnell, Plowman, Pyatt, Quinn, Race, Ray, Rogers, Savage, Scanlan, Shaw, Sherman, Smith, Soule, Starr, Stewart of Winnebago, Stroud, Walker, Warner, Washburn, Wayman, Weinheimer, Westfall, Wicker, Wood, Wymore, Mr. Speaker—80.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Blakely, Chambers, Connolly, Cronkite, Darnell, Dement, Ewing, Forth, Graham, Granger, Grant, Henry, Jackson, Jones, Marsh, Massie, McDonald, Moore of Marshall, Senne, Snow, Streeter, Taggart, Thomas, Thornton, Virden, Webster—28.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

By consent, Senate bill, No. 565, for "An act to provide a fund for the relief of members of police and fire departments, in incorporated cities, wounded or disabled in the discharge of their duties, and for the relief of the surviving family of any member of said departments killed while on duty," was read a third time.

And the bill and all amendments thereto having first been printed and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 102, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Babb, Bishop of McHenry, Blakely, Booth, Bradwell, Bryant, Casey, Cassidy, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolton, Easley, Eber, Ferrier, Flanders, Forth, Freeland, Freeman, Graham, Grant, Gridley, Griffith, Hart, Hay, Herrington, Herting, Hite of St. Clair, Hopkins, Inacore, Jaques, Jackson, James, Jessup, Johnston, Jones, Kane, Lane of Hancock, Mann, Marsh, Massie, McAdams, McDonald, McGee, McLaughlin, Meador, Middlecoff, Mitchell, Moore of Marshall, Moose, Morrison, Mulvane, Nulton, Oberly, Oleason, Orendorf, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rogers, Savage, Scanlan, Sheridan, Sherman, Snow, Soule, Starr, Stewart of Winnebago, Streator, Taggart, Thomas, Thomas Virden, Walker, Warner, Washburn, Wayman, Webster, Westfall, Wicker, Wood, Wymore. E. Speaker—102.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

By consent, Senate bills on third reading were taken up.

Senate bill, No. 26, for "An act to reorganize the Illinois State Historical Society," was read a third time.

And the bill and all the amendments thereto having first been printed and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 96, nays 7.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Babb, Bishop of McHenry, Blakely, Booth, Bradwell, Branson, Bryant, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Davis, Dement, Dewey, Dolton, Easley, Eber, Ewing, Ferrier, Freeland, Freeman, Graham, Granger, Grant, Gridley, Hart, Hay, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Inacore, Jaques, Jackson, James, Johnston, Jones, Kane, Lane of Hancock, Lane of DeWitt, Mann, Massie, McAdams, McDonald, McGee, McLaughlin, Pherran, Mitchell, Moore of Marshall, Moore of Adams, Moose, Morrison, Mulvane, Oakwood, Oleason, Orendorf, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rogers, Savage, Scanlan, Shaw, Sheridan, Sherman, Smith, Snow, Soule, Stewart of Winnebago, Taggart, Thomas Virden, Warner, Washburn, Wayman, Wickers, Wood, Wymore, Mr. Speaker—96.

Those voting in the negative are,

Messrs. Darnell, Flanders, Forth, Marsh, Streator, Thornton, Webster, Westfall—7.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 575, for "An act to set off from incorporated towns certain territory which by the county board has been formed into a new town, or part thereof," was read a third time.

And the bill and all the amendments thereto having first been printed and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 94, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bishop of McHenry, Blakely, Booth, Bradwell, Branson, Bryant, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Easley, Eber, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Graham, Granger, Grant, Griffith, Hart, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Inacore, Jaques, James, Johnston, Jones, Kane, Lane of Hancock, Lane of DeWitt, Loomis, Mann, Marsh, Massie, McAdams, McDonald, McLaughlin, Pherran, Mitchell, Moore of Marshall, Moore of Adams, Moose, Morrison, Mulvane, Newton, Oakwood, Oleason, Peltzer, Pinnell, Pollock, Pyatt, Quinn, Ray, Rogers, Savage, Soule, Shaw, Sheridan, Sherman, Smith, Snow, Soule, Stewart of Winnebago, Streator, Taggart, Thomas, Virden, Washburn, Wayman, Weinheimer, Westfall, Wood, Wymore, Mr. Speaker—94.

Mr. Wicker voted in the negative.

So the bill was declared passed.

On motion of Mr. Senne,

The title was amended by striking out the word "towns," and inserting the word "villages."

Ordered that the title be as amended, and that the Clerk inform the Senate of the passage of the bill.

On motion of Mr. Morrison,

The vote by which Senate bill, No. 587, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873," was ordered to a third reading was reconsidered.

Mr. Morrison submitted the following amendment:

Add the following section:

"§ 2. That paragraph twenty-four of said act be so amended as to read as follows, to-wit:

"*Twenty-third Circuit.*—In the county of Marion, on the second Monday of February and the second Monday of August. In the county of Monroe, on the first Mondays of March and September. In the county of Randolph, on the second Mondays thereafter. In the county of Washington, on the third Mondays thereafter. In the county of Perry, on the third Mondays thereafter. In the county of Clinton, on the second Monday thereafter."

Which was adopted.

Mr. Branson submitted the following amendments:

Strike out the words, "eighteenth paragraph," and insert "nineteenth paragraph."

Which was adopted.

The bill was then ordered to a third reading.

On motion of Mr. Armstrong of LaSalle,

At 12:25 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Mr. Lane of Hancock (by consent) introduced House bill, No. 891, for "An act to amend section twenty-two (22) of 'an act concerning jurors, and to repeal certain acts therein named,' approved March 12, 1874."

Which was read a first time and ordered to a second reading.

The report of the committee on railroads on House bill, No. 203, for "An act to provide for fencing railroads, and to secure the safety of persons and property, their prompt transportation, the proper making up of trains, and the management and running of locomotive engines and cars," was taken up and concurred in. And the following Senate amendments, to-wit:

Amend by inserting after section 1,

"§ 1½. It shall be the duty of all railroad corporations to keep their track clear from all dead grass, dry weeds or other dangerous or combustible material, and for neglect, shall be liable to the penalties named in section one."

Amend section 4, by inserting after the word "fenced," in 3d line "shall have the right to enter upon the land and track of said railroad company, and."

Strike out the words, "and a reasonable attorney's fee," in section 4 lines 8 and 9.

After section 6, add the following section:

"§ 6½. Any engineer, or person having charge of and running a railroad engine or locomotive, who shall willfully or maliciously kill, wound or disfigure any horse, cow, mule, hog, sheep or other useful animal, shall, upon conviction, be fined in the sum of not less than the value of the property so killed, wounded or disfigured, or confined in the county jail for a period of not less than ten days; and any such engineer or fireman, or other person, who shall wantonly or unnecessarily blow the engine whistle, so as to frighten any team, shall be liable to a fine of not less than ten dollars nor more than fifty dollars."

Strike out the word "five," in section 14, 4th line, and insert the word "fifteen."

Strike out in section 23, lines 5 and 6, the words, "and a reasonable attorney's fee, to be taxed by the court."

Strike out in 7th line the word "five," and insert word "one."

Strike out after the word "Illinois," in 8th line, all the section, and insert the following words: "The treble damages for the use of the party aggrieved, and the forfeiture for the use of the school fund of the county in which the offense is committed."

Insert as section 23½ the following:

"§ 23½. In any suit brought for a violation of 'An act concerning the transportation of Texas or Cherokee cattle,' approved April 16, 1890, the consignor of any live stock, the bringing of which into this State shall constitute the offense created by said act, if he be a citizen of this State, and if not the consignee of any such live stock, shall be made a joint defendant with any railroad or transportation company which may be sued for the offense aforesaid, and the said consignor, or consignee, shall suffer jointly any penalty passed upon any such railroad or transportation company for any violation of the act aforesaid. Any action brought for a violation of the act aforesaid, must be commenced within the eighteen months next succeeding the bringing of the cattle into this State, on account of which the action may be brought. Any railroad company who shall transport any Texas, Cherokee or diseased cattle in violation of the aforesaid act, without knowing them to be such, may recover from any consignor or consignee any sum of money it may be compelled, by the judgment of any court, to pay for the transportation of such cattle, and the record of the judgment against the said company shall, in any suit against any such consignor or consignee, be evidence of the amount of damages to be recovered, with interest from the time of payment."

Strike out in section 24, line 10, the words, "and a reasonable attorney's fee."

Strike out in section 28, lines 3 and 4, the words, "and a reasonable attorney's fee, to be taxed by the court;" in the 6th line the words "with a reasonable attorney's fee."

Amend section 29 by adding after the word "checks," in the first line the words, "or receipts;" and after the word "checks," in the 4th line the words, "or receipts;" and after the word "checks," in 9th line, the words, "or receipts;" and also strike out the words, "and a reasonable attorney's fee," in 6th line.

Amend section 32 by inserting after the word "train," in 2d line, the words, "or about the passenger depots."

Amend by inserting new section between sections 34 and 35, numbered 34½:

"§ 34½. It shall be the duty of all railroad corporations operating any railroad in this State, to provide such of their cars as are used in trains with some suitable automatic coupling, or other coupling which will secure personal safety, within one year from the time this law goes into effect, and any company refusing or neglecting to provide such automatic coupling, or other couplings which will secure personal safety, for each car so used in trains, shall be liable to a fine of not less than twenty-five nor more than fifty dollars."

Add to section 35: "*Provided*, that when any railroad company is required to keep a flagman at a crossing, it shall have the right to erect and maintain in the highway or street crossed a suitable house for the shelter of such flagman, the same to be so located as to create the least obstruction to the use of such street or highway, and afford the best view of the railroad track in each direction from such crossing."

Strike out in section 36, in line 6, the words, "together with a reasonable attorney's fee, to be taxed by the court."

Strike out all after the word "sum," in line 5 of section 15.

Strike out the word "the," in the 2d line of section 28.

With the following amendments, submitted by the committee, to the amendments, to wit:

Inserting the words, "right of way," after the word "their," in the 2d line of first Senate amendment, and by striking out the word "track," in said line.

Strike out of the 5th Senate amendment, the word "fifteen," and insert the word "ten;" and also add to the 14th section the words, "Any person who shall throw any stone or other hard substance at any railroad car, train or locomotive, shall be deemed guilty of a misdemeanor, and on conviction thereof, shall be fined in any sum not more than two hundred dollars, and shall stand committed to the county jail until such fine and costs shall be paid."

In the 7th Senate amendment, insert after the word "consignee," in the 4th line of said Senate amendment, the words, "if he shall have knowledge of and consent to such consignment;" and also add after the word "payment," in the 16th line of said Senate amendment, the words, "*Provided*, that nothing in this section shall be construed to affect any right existing or suit pending."

Insert the word "passenger," after the word "their," in the 2d line of said 13th Senate amendment; and also insert the word "passenger," after the word "each," in the 5th line of said 13th amendment.

Were taken up, and the amendments to the amendments adopted.

The question then being on the adoption of said Senate amendments, as amended, it was decided in the affirmative—yeas 89, nays 3.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Booth, Bryant, Casey, Cassidy, Chambers, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Efner, Flanders, Forth, Freeland, Freeman, Gridley, Griffith, Halpin, Hertling, Hite of St. Clair, Hollenback, Hopkins, Jaques, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Marsh, McAdams, McDonald, McFee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Morrison, Mulvane, Newton, Oberly, Oleson, Orendorff, Peltzer, Pinnell, Plowman, Pollock, Pratt, Rankin, Ray, Rogers, Savage, Scanlan, Senne, Shaw, Sherman, Smith, Snow, Soule, Starr, Stewart of Winnebago, Streeter, Taggart, Thomas, Virden, Walker, Warner, Washburn, Wayman, Webster, Wood, Wymore, Mr. Speaker—89.

Those voting in the negative are,

Messrs. Bradwell, Carpenter, Sheridan.

So the said amendments as amended were adopted.

The following Senate amendments to said bill, to-wit :

Strike out in line 5, section 33, the words "or contract made."

Strike out in section 35, in 1st line, the words "or highway," and in the 11th line, the words "or public highway."

Insert before the word "baggage," in the 1st line of section 29, the word "ordinary."

Strike out all after the word "thereby," in the 8th line of section 31, down to the word "*Provided*," in the 10th line of the same section.

Strike out the words "or fine, or both," in the 11th line of section 31.

Were not concurred in—yeas 3, nays 91.

Those voting in the affirmative are,

Messrs. McAdams, Olsson, Orendorff—3.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Blakely, Booth, Bradwell, Bryant, Casey, Cassidy, Chambers, Collina, Crawford, Cronkite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Efner, Flanders, Forth, Freeland, Freeman, Graham, Grainger, Grant, Gridley, Halpin, Hart, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, In-core, Jaques, Jessup, Johnston, Jones, Kase, Lane of DeWitt, Mann, Marsh, McDonald, McGee, McLaughlin, McPherran, Mescham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Morrison, Mulvane, Newton, Nulton, Oberly, Peltzer, Plowman, Pollock, Pyatt, Rankin, Ray, Rogers, Scanlan, Shaw, Sheridan, Sherman, Smith, Snow, Soule, Starr, Stewart of Winnebago, Taggart, Thomas, Virden, Walker, Warner, Wayman, Webster, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—91.

So said amendments were not concurred in.

Mr. Bradwell (by consent) submitted a report from the committee on printing in relation to State printing.

On motion of Mr. Jones,

The report was returned to said committee.

On motion of Mr. Westfall,

The committee on printing was instructed to report to-morrow morning.

Senate bills on third reading being in order,

Senate bill, No. 192, for "An act to regulate the labor of the convicts of the penitentiary of the State," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 99, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Blakely, Booth, Branson, Bryant, Casey, Cassidy, Chambers, Collina, Cronkite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Dresser, Ferrier, Flanders, Forth, Freeland, Freeman, Grant, Gridley, Griffith, Halpin, Hart, Hay, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, In-core, Jackson, James, Jessup, Johnston, Kase, Lane of Hancock, Lane of DeWitt, Loomis, Mann, Marsh, McAdams, McDonald, McLaughlin, McPherran, Mescham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Mulvane, Neville, Oberly, Olsson, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Quinn, Rankin, Ray, Rogers, Savage, Scanlan, Senné, Shaw, Sheridan, Sherman, Snow, Soule, Starr, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Virden, Walker, Warner, Washburn, Wayman, Webster, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—99.

Mr. Bradwell voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 238, for "An act to make an appropriation for compensation to military companies for services rendered in the city of Chicago, in the month of October, 1871," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 99, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bradwell, Branson, Bryant, Casey, Cassidy, Chambers, Collins, Crawford, Cronkrite, Cullerton, Darnell, Dement, Dewey, Dolton, Dresser, Efner, Ferrier, Flanders, Forth, Freeland, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hart, Hay, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Inacore, Jaquess, Jackson, James, Jessup, Johnston, Jones, Lane of DeWitt, Loomis, Mann, Marsh, McAdams, McDonald, McLaughlin, McPherran, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Moose, Morrison, Neville, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pinnell, Pollock, Pyatt, Race, Ray, Rogers, Savage, Scanlan, Senne, Shaw, Sheridan, Sherman, Smith, Snow, Soule, Starr, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Virden, Warner, Washburn, Webster, Weinheimer, Westfall, Wicker, Wood, Wymore, Mr. Speaker—99.

Messrs. Kase and Plowman voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 528, for "An act to reimburse the county of McLean the sum of four thousand eight hundred and fifty dollars, in abatement taxes for the year 1872," was read a third time.

The bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 107, nays 3.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bishop of McHenry, Blakely, Booth, Bradwell, Branson, Bryant, Casey, Cassidy, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Dresser, Efner, Ferrier, Flanders, Freeman, Graham, Granger, Gridley, Griffith, Halpin, Hart, Hay, Henry, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Jaquess, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Loomis, Mann, Marsh, McAdams, McDonald, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Neville, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rogers, Savage, Scanlan, Senne, Shaw, Sheridan, Sherman, Smith, Snow, Soule, Starr, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Virden, Warner, Washburn, Weinheimer, Wicker, Wymore, Mr. Speaker—107.

Those voting in the negative are,

Messrs. Forth, Webster, Westfall—3.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Hopkins moved that when the House adjourn, it adjourn to meet at 7:30 P. M. to consider Senate bills on first reading; which was agreed to.

Senate bill, No. 334, for "An act relative to property conveyed, devised or bequeathed to the State in trust for charitable purposes," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 89, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Bishop of McHenry, Blakely, Booth, Branson, Bryant, Casey, Cassidy, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Dresser, Efner, Ferrier, Flanders, Freeland, Gridley, Griffith, Hart, Hay, Herting, Hite of St. Clair, Hollenback, Jaquess, James, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Loomis, Mann, Marsh, Maasie, McAdams, McGee, McPherran, Middlecoff, Mitchell, Moore of Adams, Moose, Mulvane, Neville, Nulton, Oleson, Peltzer, Pinnell, Plowman, Pollock, Quinn, Race, Rankin, Ray, Rogers, Savage, Scanlan, Senne, Shaw, Sheridan, Sherman, Smith, Snow, Soule, Stewart of Winnebago, Streeter, Taggart, Thomas, Virden, Warner, Washburn, Westfall, Wicker, Wood, Wymore, Mr. Speaker—89.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on the 20th day of March, 1874, viz :

House bill, No. 882, for "An act to provide for the election and prescribe the duties of the supervisor of State institutions, and to revise the law in relation to the State charitable institutions."

House bill, No. 842, for "An act in relation to advertisements and notices."

By consent House bill, No. 882, for "An act to provide for the election, and prescribe the duties of the supervisor of State institutions, and to revise the law in relation to the State charitable institutions," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 97, nays 12.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of La Salle, Ballow, Barkley, Bishop of McHenry, Booth, Bradwell, Branson, Bryant, Casey, Cassidy, Carpenter, Collins, Connolly, Crosby, Cullerton, Dement, Dewey, Dolan, Dresser, Easley, Efner, Flanders, Forth, Freeland, Freeman, Graham, Granger, Grant, Gridley, Griffith, Hay, Harrington, Hasting, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaques, James, Jessup, Johnston, Jones, Kane, Lane of Hancock, Mann, Massie, McAdams, McDonald, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Morrison, Mulvane, Newton, Nulton, Oakwood, Oberly, Olsson, Orendorff, Peltzer, Pinnell, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rogers, Savage, Sens, Shaw, Sheridan, Sherman, Smith, Snow, Soule, Starr, Stewart of Winnebago, Thomas, Virdean, Warner, Washburn, Wayman, Weinheimer, Westfall, Wicker, Wood, Wymore, Mr. Speaker—97.

Those voting in the negative are,

Messrs. Crawford, Cronkite, Darnall, Ferrier, Halpin, Hart, Marsh, Moore of Marshall, Seasha, Streeter, Taggart, Webster—12

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

On motion of Mr. Hopkins.

At 5:15 o'clock P. M., the House adjourned.

#### SEVEN-THIRTY O'CLOCK, P. M.

The House met, pursuant to adjournment.

Senate bills on first reading being in order,

Senate bill, No. 455, for "An act to revise the law in relation to husband and wife."

Was read a first time and ordered to a second reading.

Senate bill, No. 483, for "An act to repeal certain acts therein named,"

Was read a first time and referred to the committee on judiciary.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 763, for "An act to amend section 35 of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been



correctly enrolled, and on the 20th day of March, 1874, laid before the Governor for his approval, viz :

House bill, No. 650, for "An act to revise the law in relation to plats."

House bill, No. 641, for "An act to revise the law in relation to ferries."

House bill, No. 639, for "An act to revise the law in relation to fences."

House bill, No. 619, for "An act to revise the law in relation to the commitment and detention of lunatics."

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit :

House bill, No. 815, for "An act to extend the jurisdiction of county courts, and to provide for the practice thereof, to fix the time for holding the same, and to repeal an act therein named," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Jones,

At 8:30 o'clock P. M., the House adjourned.

#### SATURDAY, MARCH 21, 1874.

The House met, pursuant to adjournment.

Prayer by Rev. Mr. Worrall.

The journal of yesterday was being read, when,

On motion of Mr. Armstrong of LaSalle,

The further reading of the same was dispensed with.

Mr. Armstrong of LaSalle (by consent) presented a petition from citizens of LaSalle county, asking the General Assembly not to pass the bill requiring insurance companies to pay the full amount insured; which was referred to the committee on judiciary.

Mr. Morrison moved to suspend the rules to receive a report from the committee on railroads; which was not agreed to.

By consent, Senate bill, No. 535, for "An act to amend an act entitled 'an act in regard to guardians and wards,' approved April 10, 1872," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 87, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bradwell, Branson, Casey, Cassidy, Carpenter, Collins, Crawford, Cronkite, Crosby, Cullerton, Darnell, Dewey, Dolan, Dolton, Easley, Efner, Ferrier, Forth, Freeland, Graham, Granger, Gridley, Griffith, Halpin, Hart, Herrington, Hollenback, Jaques, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Massie, McDonald, McLaughlin, McPherran, Middlecoff, Mitchell, Moore of Adams, Moose, Morrison, Neville, Newton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Rankin, Ray, Rogers, Savage, Scanlan, Senna, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Streator, Taggart, Thomas, Thornton, Virden, Walker, Warner, Webster, Westfall, Wymore, Mr. Speaker—87.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

The report of the joint committee of conference on Senate bill, No. 403, for "An act to revise the law in relation to liens," was taken up and concurred in—yeas 91, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bradwell, Branson, Casey, Cassedy, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dewey, Dolan, Dolton, Easley, Efner, Ferrier, Flanders, Forth, Freeland, Graham, Granger, Gridley, Griffith, Halpin, Hart, Herrington, Hertling, Hollenback, Hopkins, Jaquess, Jackson, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massie, McDonald, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Morrison, Neville, Newton, Oakwood, Oberly, Oleson, Orendorf, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Quinn, Rankin, Ray, Rogers, Savage, Scanlan, Senna, Sheridan, Starr, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Virden, Walker, Warner, Webster, Westfall, Wymore, Mr. Speaker—91.

So the report of the conference committee was concurred in.

Mr. Scanlan (by consent) submitted the following resolution :

*Resolved*, That five hundred copies of Senate bill No. 403 be printed, as amended, for the use of the members of the Senate and House.

On motion of Mr. Jones,

The resolution was laid on the table.

The report of the committee of conference on Senate bill, No. 459, for "An act to revise the law in relation to mines," was taken up and concurred in—yeas 96, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bradwell, Branson, Casey, Cassedy, Chambers, Collins, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dewey, Dolan, Dolton, Easley, Efner, Ferrier, Flanders, Forth, Freeland, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hart, Henry, Herrington, Hertling, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Jessup, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massie, McDonald, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Neville, Newton, Oakwood, Oberly, Oleson, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Rankin, Ray, Rogers, Savage, Scanlan, Senna, Shaw, Sheridan, Snow, Soule, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Virden, Walker, Warner, Webster, Westfall, Wymore, Mr. Speaker—96.

Mr. Kase voted in the negative.

So the report of the conference committee was concurred in.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted a bill of the following title, to-wit :

Senate bill, No. 608, for "An act to amend section 92 of an act entitled 'an act for the assessment of property and for the levy and collection of taxes,' approved March 30, 1872."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

The motion to reconsider the vote by which House bill, No. 847, for "An act to enable cities to change the boundaries of wards, and to establish additional wards," was lost, was taken up and agreed to, yeas 53, nays 38—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Casey, Collins, Crawford, Darnell, Dement, Dewey, Dolan, Dolton, Easley, Flanders, Freeland, Grant, Halpin, Hart, Ray, Herrington, Hertling, Hite of St. Clair, Hollenback, James, Jessup, Kase, Lane of DeWitt, McLaughlin, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Morrison, Neville, Oleson, Peltzer, Penfield, Quinn, Rogers, Savage, Scanlan, Sheridan, Soule, Streeter, Virden, Walker, Warner, Webster, Wymore—53.

Those voting in the negative are,

Messrs. Barkley, Bradwell, Branson, Cassedy, Carpenter, Chambers, Cronkrite, Crosby, Efner, Ferrier, Forth, Graham, Hopkins, Inscore, Jaquess, Johnston, Jones, Marsh, Massie, McDonald, Mulvane, Oakwood, Oberly, Pinnell, Pollock, Pyatt, Rankin, Ray, Senna, Shaw, Sherman, Starr, Stewart of Winnebago, Taggart, Thomas, Thornton, Wayman, Westfall—38.

So the motion to reconsider was agreed to.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 614, for "An act making an appropriation for the payment of the claim of A. Paine, for binding the first and second volumes of the report of the geological survey of Illinois."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Oleson,

The bill was referred to the committee on judiciary.

Mr. Oberly submitted the following report:

To THE HON. S. M. CULLOM,

*Speaker of the House of Representatives:*

Your committee on printing, instructed to investigate certain matters in relation to the public printing, and the furnishing of paper for the State, find the following facts:

1. That W. H. Bailhache and E. L. Merritt, on the 26th day of August, 1872, filed with the Secretary of State bids for the several classes of the public printing. A copy of these bids is recorded on page 53 of printed evidence, except that the copy referred to shows that for press-work, in the fifth class, the bid is 6½ cents for 25 impressions, whereas the bid, when filed with the Secretary of State, was 25 cents for 25 impressions.

2. That before the bid was filed, as aforesaid, W. H. Bailhache assigned his interest in said bid, stipulating that the contracts might be obtained for the Springfield Journal Company, for which company he was acting in making said bid.

3. That there were several proposed bidders for each class of the printing, and each bidder, excepting Thomas Lewis, had given a good and sufficient bond, which had been approved by Gov. Palmer, and that each of said proposed bids were below the maximum rates, but that the said contractors, by paying ten thousand five hundred dollars, conspired to corruptly prevent competition, and did succeed in buying off all the proposed bidders, and inducing them not to put in the bids which they had made out. The names of the persons whose bids were so purchased, and the amounts paid to each respectively, are, as nearly as your committee could ascertain, as follows:

John H. Bradford (Johnson ?).....	\$1,000 00
Harmou G. Reynolds .....	1,000 00
Thomas S. Pinckard .....	1,250 00
Enoch Paine and Dr. S. H. Melvin .....	1,500 00
Posey and Davis.....	600 00
F. C. Hudson .....	500 00
John P. Baker.....	500 00
George E. Weber.....	1,000 00
Thomas Lewis.....	300 00
Benjamin A. Richards.....	1,000 00

4. That in this conspiracy to prevent competition, H. G. Reynolds acted as the agent of the respective parties.

5. That the money used to purchase bids was furnished equally by the Journal Company, and E. L. Merritt of the Springfield Register.

6. That the bids of the present contractors were the only ones filed, and were for the maximum rates allowed by law, except that the bid for fifth class press-work was for four times the maximum rate.

7. That the Commissioners of Public Printing, upon the expiration of the time for receiving bids, namely on the 26th day of August, 1872, met and adjourned their meeting until the 3d day of September, without awarding the contracts, and on that day again adjourned the awarding of the contracts until the 7th day of September, giving as their reason for the delay that they wished to ascertain if they might legally

refuse to make the awards, and re-advertise for proposals. On the said 7th day of September, the commissioners awarded the contracts for the five classes of printing to the said Bailhache and Merritt, at the rates stated in their bid as originally filed in the office of the Secretary of State.

8. That Hon. Edward Rummel, then Secretary of State, had written contracts prepared for the several classes of the printing so awarded, in which it was provided that 16 pages of book and pamphlet work should constitute a form. These contracts were presented to the contractors, but they refused to sign them, although one of the conditions of the bond given by them is that they will execute a contract in conformity with their bids.

9. That no written contract has been signed by the contractors, and that the blank contracts drawn by the said Secretary was left in the office of the Secretary of State, at the expiration of his term of office, and cannot now be found.

10. That the bid under which the award for the printing was made in 1872, was altered by W. H. Bailhache, one of the persons to whom it was awarded, by erasing "25," and inserting "6½," so as to make it read: "For press-work in the fifth class, 25 impressions, 6½ cents," and that the testimony is conflicting as to whether this change was made before or after the award was made.

11. That Thomas J. Pickett, the printer expert, charged the fifth class press-work at the rate of 25 cents per 100 impressions until the 21st day of May, 1873, at which time he was ordered by the Secretary of State to multiply by four the charges he had made for this class of work, and to change the stubs of his book so as to make the charges for this class of work correspond with the price fixed in the award.

12. That W. H. Bailhache, one of the contractors, at the time of commencing the State work, ordered the foreman of the job office of the Journal Company to charge fifth class press-work according to law, and that this work was charged by the Journal Company at the rate of 25 cents per 100 impressions up to November 26th, 1873.

13. That the contractors, when they made out their accounts for fifth class press-work, multiplied the amount charged by them therefor by four, and increased the charge for press-work on the register blanks still more.

14. That by the act of 1867, (1 Gross, 521,) it is provided that the maximum price for press-work on book and pamphlet work should be 70 cents per token on a form of 16 pages; that only so much of this law as is inconsistent with the law of 1872 is repealed, and that the provision of the law of 1867, establishing 16 pages as a form, is not inconsistent with the present law; that, also, in doing book and pamphlet work, like that done for the State, 16 pages is generally recognized as a form in printing and publishing houses, when it is not otherwise provided in contracts made for doing such work.

15. That the contractors received paper from the State 25x38 inches in size, of sufficient size for a 16-page form; that they printed a portion of the work in 16-page forms, cut the balance of the paper, printed it upon 8-page forms, and charged the State for press-work at the rate of 25 cents per 100 impressions on 8-page forms.

16. That the four volumes of reports to the General Assembly are printed upon the same type used for printing the various reports, the only changes being the insertion of folios in brackets, changing the

signatures and re-imposing the forms. The charge for this constructive composition in the four volumes was \$8,765 77. Your committee is of opinion that, under the technical rules adopted for estimating composition by printers, this charge can be sustained, although seemingly unjust. The committee has reported an amendment to the law, which, if adopted, will entirely do away with such charges in the future.

17. That the press-work on the register blanks is charged at \$9,750, when, at the maximum price allowed by law, the charge would not exceed \$1,275; that the binding, packing and paper for said blanks are charged at \$8,153 13, which is greatly in excess of a reasonable price; that the overcharge on said registers amounts to upwards of \$9,500.

18. That without any agreement as to price, the contractors have been furnishing paper to the State required for printing (except book paper) at prices that we regard as much higher than the State ought to pay; that by an arrangement between the contractors twenty-five per cent. of the profits on the paper go to the Journal Company to cover transportation, storage, etc., and the remaining seventy-five per cent. of the profits is divided equally between the contractors; that the Journal Company has furnished all the cover paper and hard paper used by the State; that for cover paper which costs \$5 00 or \$5 50, the Journal Company charged the State \$10 00 or \$10 50; that in some instances, your committee found paper which cost \$8 00 charged at \$19 50; that in adding up the items of paper charged upon a page of the company's books, it was found that paper which cost \$39 13 was charged at \$57 10, making an advance of \$17 97, and this page was selected at random.

19. That the Printing Commissioners have not exercised the judgment and care the interests of the State require, but have not been guilty of any corrupt motive in their action in reference to the matters investigated by your committee.

After careful examination of the law, your committee is of the opinion that, under section 5 of the act of 1872, the maximum price for all press-work done under that act, including the fifth class, is 25 cents for each 100 impressions, and that neither the Printing Commissioners nor the Secretary of State had any power or authority to award a contract at a higher rate; that any contract made for more than 25 cents per 100 impressions would be void as to the excess over that rate.

The committee is also of the opinion that the contractors have no right to charge for press-work on book and pamphlet-work, on the basis of 8 pages to the form, but that they should be required to print 100 impressions of such work for 25 cents, on a form of 16 pages.

From the evidence, and the law above recited, your committee is of the opinion that the Commissioners of Printing should be instructed to settle with the contractors for the State printing on the basis of 16 pages to a form of book and pamphlet press-work, and of 25 cents per 100 impressions for press-work of the fifth class. The committee is also of the opinion that the award of the commissioners for press-work of the fifth class is void, to the extent of the award over 25 cents for each 100 impressions, and that, by reason of the combination to prevent competition, the contracts for the several classes of printing awarded to the contractors, is voidable; but the possible embarrassment to the State that might arise under the present law, if the contract should be declared void, deters the committee from recommending that the General Assembly should take such action.

The committee therefore recommend the adoption of the following resolutions:

*Resolved by the House of Representatives, the Senate concurring herein, That the Commissioners of Public Printing be and hereby are instructed to settle with the contractors for the classes of the State printing that include book and pamphlet-work, on the basis of sixteen pages to the octavo form, and for press-work of the fifth class, upon the basis of twenty-five cents for each one hundred impressions of press work; no job to be counted as less than two hundred impressions; and to allow eight thousand dollars for the twenty-five thousand registry blanks furnished to the State by the contractor, for work of the fifth class of printing.*

*Resolved, That the said commissioners be and hereby are also instructed to re-state the account of the paper furnished to the State by the contractors for the several classes of printing, and to allow only a reasonable price therefor.*

*Resolved, That the Secretary of State be instructed to furnish all paper required for State printing as required by law.*

*Resolved, That the Attorney-General be, and he is hereby instructed to take such legal action, offensive and defensive, as may be necessary to protect the interests of the State, and to give force and effect to these resolutions.*

JOHN H. OBERLY,  
CHARLES G. SMITH,  
JOHN W. PYATT,  
WM A. GRANT,  
A. OBENDORFF,  
S. Y. THORNTON,

Mr. Bradwell submitted the following minority report from the committee on printing.

TO HON. S. M. CULLOM,

*Speaker of the House of Representatives :*

The undersigned, minority of your committee on printing, respectfully report that in obedience to the resolutions marked A and B, adopted by this House, requiring them to investigate certain matters relating to the contract for doing the public printing and furnishing paper, they have performed that duty as carefully and faithfully as the limited time assigned them would allow, and from the testimony taken by them and printed by order of the House, (which is not made a part of this report,) the documents thereto attached, and an examination of the records in the office of the Secretary of State, and the books of the persons doing the public printing, they find the following facts:

That W. H. Bailhache and E. L. Merritt on the 26th of August, 1872, put in a joint bid for the public printing, a copy of which bid will be found on page 53 of printed evidence, except that for press-work in the fifth class, it originally read: "25 impressions 25 cents," instead of 25 impressions 6½ cents."

That before said bid was filed in the office of the Secretary of State W. H. Bailhache, in writing, assigned his interest in said bid, and the contract that might be obtained from the State, to the Springfield Journal Company, for which company he was acting in making said bid.

That there were different bids made out for the public printing, and each bidder, except Thomas Lewis, had given a good and sufficient bond which had been approved by Governor Palmer, but that the Springfield Journal Company, by its officers and managers, and the said E. L. Merritt, by paying ten thousand five hundred dollars, fraudulently and corruptly bought off all the bidders, and induced them not to put in the bids which they had made out. The names of the persons, so far as your committee have been able to ascertain, whose bids were so purchased, and the amounts received, are as follows:

John H. Bradford (Johnson ?).....	\$1,000 00
Harmon G. Reynolds.....	1,000 00
Thomas S. Pluckard.....	1,250 00
Enoch Paine and Dr. S. H. Melvin.....	1,500 00
Posey and Davis.....	600 00
F. C. Hudson.....	300 00

John P. Baker.....	\$500 00
George R. Weber.....	1,000 00
Thomas Lewis.....	300 00
Benjamin A. Richards.....	1,000 00

That in this conspiracy to prevent competition, H. G. Reynolds acted as the agent of the respective parties.

That the money to purchase said bids was furnished equally by said Journal Company, and the said E. L. Merritt, of the Springfield Register.

That the bid of Bailhache and Merritt was the only one put in, and was for the maximum rates allowed by law, except that the bid for fifth class press-work was four times the maximum rate.

That the Commissioners of Public Printing, on the 26th day of August, 1872, upon the expiration of the time for receiving proposals, adjourned their meeting until the 3d of September, without awarding the contracts, and on that day again adjourned the awarding of the contracts until the 7th of September, and on that day awarded the contracts for the five classes of printing to the said Bailhache and Merritt at the rates as stated in their bid as originally filed by them in the office of the Secretary of State.

The 4th section of the law of 1872 on printing provides that "The Commissioners of Printing, or any two of them, shall, *immediately* after the expiration of the time for receiving proposals as aforesaid, proceed to open all such proposals by them received; and they shall, on careful examination and computation, *immediately* award the contract for each class of printing to the lowest bidder therefor."

That the Hon. Edward Rummel, the then Secretary of State, caused to be written contracts for said public printing, for the purpose of having them signed by the said Bailhache and Merritt, in which it was provided that 16 pages of book and pamphlet work should constitute a form; but that they refused to sign the same, although one of the conditions of the bond given by them before putting in their bid, and approved by Governor Palmer, is, that they will execute a contract in conformity with said bid.

That no written contract has ever been signed by said Bailhache and Merritt, but that the blank contract, as drawn by said Edward Rummel, was left in the office of the Secretary of State at the expiration of his term, and cannot now be found.

That all the bids bought off were below the maximum rates; that of George R. Webber, an old and experienced printer, supported by a good bond, the original of which is on file with the "*Evidence*," a copy of which is hereto attached, marked D, will tend to show how much the State has been damaged by this fraudulent conspiracy to prevent competition. By it Mr. Webber proposed to do the work of the first class, which includes all bills, for 20 cents per 1,000 ems, instead of 60, the price at which it was awarded; in the 2d class, for 50 cents, instead of 60; in the 3d class, 40 cents instead of 60; in the 4th class, 55 cents instead of 60, and in the 5th class, 40 cents instead of 60; also, to do the press-work in the 1st, 2d, 3d and 4th classes for 20 cents per 100 impressions, and in the 5th class 25 impressions 6½ cents.

That, upon examination of the records in the Secretary of State's office, your committee found that in 1870 there was free competition for the public printing, and, as a consequence, it was let at very low rates; that ten different bids were put in. An abstract of such bids, containing also the names of the securities, is hereto attached, marked "E."

John P. Baker became its contractor, at the following rates : plain composition, 32 cents ; rule or figure-work, 38 cents ; rule and figure-work, 56 cents ; press-work, 38 cents per token of 16 pages.

That the bid under which the award was made for the printing in 1872 was changed by W. H. Bailhache, one of the persons to whom it was awarded, by erasing "25," and inserting "6 $\frac{1}{2}$ ," so as to make it read, "for press-work in the 5th class, 25 impressions, 6 $\frac{1}{2}$  cents." That there is a conflict of testimony as to when this change was made, whether before or after the award.

That the minority of your committee, after careful examination of the law, are of opinion that under the fifth section of the act of 1872, the maximum price for all press-work done under that act, including the fifth class, is at the rate of 25 cents per 100 impressions, and that neither the Printing Commissioners nor the Secretary of State had any power or authority to award a contract at a higher rate; that any contract made for more than at the rate of 25 cents per 100 impressions would be void, and not binding upon the State or any of its officers.

That Thomas J. Pickett, the printer expert, actually charged the fifth class press-work on his book at the rate of 25 cents per 100 impressions, until the 21st of May, 1873, when he was ordered by the Secretary of State to multiply it by four, and to change the stubs of his books so as to make it correspond with the price fixed in the award.

That W. H. Bailhache, at the time of commencing to do the State work, ordered Mr. Sturges, the foreman of the job office of the Journal Company, to charge the fifth class press-work according to the law, and that under said order he charged it at the rate of 25 cents per 100 impressions, and it was so charged by him up to November 26th, 1873, and so appears upon the books of the Journal Company.

That the printers, when they made out this account of fifth class press-work to present to the State, multiplied the amount charged therefor on their books by four, and increased the charge for press-work on the register blanks still more.

That by the act of 1867, (1 Gross, 521), it is provided that the maximum shall be 70 cents per token of 16 pages for press-work; that only so much of this law as is inconsistent with the act of 1872 is repealed; that in book and pamphlet-work, like that done for the State, 16 pages is recognized as a form in counting press-work by printing and publishing houses, when it is not otherwise provided.

That the printers received the paper from the Secretary of State in sheets 25 by 38, of sufficient size for a 16-page form; that they printed a portion in 16-page forms, and cut the balance of the paper and printed it upon 8-page forms, and charged the State for press-work at the rate of 25 cents for 100 impressions of an 8-page form; that this is double what your committee are of opinion that they, under the award and the law, had the right to charge the State.

That the four volumes of reports to the General Assembly are printed upon the same type used for printing the various reports; that the only changes are inserting the folios in brackets, changing the signatures, and re-imposing the forms. The charge for this constructive composition in the four volumes is \$8,765 77. Your committee are of opinion that under the technical rules adopted for estimating composition by printers, although seemingly unjust, that this charge can be sustained. They have, however, reported an amendment to the law, which, if adopted, will entirely do away with such charges in the future.



That the press-work on the register blanks is charged at \$9,750, when at the maximum price allowed by law it would not exceed \$1,275; that the binding, packing and paper for said blanks are charged at \$8,153 13, which is at least \$2,500 more than a reasonable price. That the over-charge on said register blanks amounts at least to nine thousand nine hundred and seventy dollars and sixty-nine cents (\$9,970 69).

That, by the 25th section of article 4 of the Constitution, all contracts for printing are subject to the approval of the Governor, and if he disapproves the same, there shall be a re-letting; that said award has never been approved by the Governor.

That while the minority of your committee acquit the former, as well as the present Printing Commissioners, from any criminal intent, they are of the opinion that they have not exercised that judgment and care which the interest of the State required.

The minority of your committee further find that, without any agreement as to the price, the contractors have been furnishing the State with the paper required for printing (except book paper), at prices which we regard as much higher than the State ought to pay; that, by an arrangement between the contractors, twenty-five per cent. of the profits on the paper go to the Journal Company to cover transportation, storage, etc., and the remaining seventy-five per cent. of the profits are divided equally between the Journal Company and E. L. Merritt; that the Journal Company has furnished all the cover paper for the State, and all hard paper; that for cover paper which costs \$5 50, or \$5, the Journal Company charged the State \$10, or \$10 50; that in some instances your committee found paper which cost \$3, charged at \$19 50; that in adding up the items of paper charged upon a page of the company's books, taken by chance, it was found that paper which cost \$39 13, was charged at \$57 10, making an advance of \$17 97.

The minority of your committee, for the reasons above set forth, are of the opinion that the award of the public printing in 1872 is void, and that the General Assembly have the authority to so declare, and would therefore recommend that the accompanying joint resolution, declaring the award void, instructing the Commissioners of Public Printing to re-state the account between the State and the printer upon the basis of 16-page forms for book and pamphlet press-work, and for press-work in the fifth class, not to exceed 25 cents per 100 impressions, counting no job at less than 200 impressions, and to allow not to exceed \$8,000 for the register blanks, and to re-let the contract for the public printing as provided in section 13 of the act of 1872, relating to the public printing, and instructing the Attorney-General to take such legal action, offensive and defensive, as may be necessary to protect the interests of the State and to carry out the provisions of said resolution, and the Secretary of State to furnish all paper for the State printing as prescribed by law.

All of which is respectfully submitted.

JAMES B. BRADWELL, *Ch'm.*  
F. K. GRANGER,  
D. W. BARKLEY,  
CYRUS BOCKOCK.

*Resolved by the House of Representatives, the Senate concurring hereto,* That the award of the public printing to W. H. Bailhache and E. L. Merritt, made by the Commissioners of Public Printing on the 7th of September, A. D. 1872, be and the same is hereby declared null and void, and the present Commissioners of Public Printing be and they are hereby directed and required immediately to re-let the public printing, in accordance with the provisions of the law relating to public printing.

*And, be it further resolved,* That they re-state the account between the parties to whom said public printing was awarded and the State, upon the basis of 16-page forms for press work on books and pamphlets, and in the fifth class not to exceed 25 cents for 100 impressions, counting no job at less than 200

impressions; to allow not to exceed \$8,000 for the register blanks, including the paper therefor, and to re-state the account of the paper furnished to the State by said parties, and to allow only a reasonable price therefor.

*And, be it further resolved*, That the Attorney-General be and he is hereby instructed to take such legal action, offensive and defensive, as may be necessary to protect the interests of the State, and to carry out the provisions of these resolutions, and the Secretary of State to furnish all paper required for the State printing as prescribed by law.

## EXHIBIT D.

SPRINGFIELD, ILL., August 26, 1872.

To the Commissioners of Public Printing, Springfield, Ill.: I propose to execute the printing for the approaching General Assembly, as per your late advertisement for the same, at the following rates for the several classes:

<i>First Class</i> —For composition, per 1,000 ems .....	20 cents.
For press-work, per 100 impressions .....	20 "
<i>Second Class</i> —For composition, per 1,000 ems .....	50 "
For press-work, per 100 impressions .....	20 "
<i>Third Class</i> —For composition, per 1,000 ems .....	40 "
For press-work, per 100 impressions .....	20 "
<i>Fourth Class</i> —For composition, per 1,000 ems .....	55 "
For press-work, per 100 impressions .....	20 "
<i>Fifth Class</i> —For composition, per 1,000 ems .....	40 "
For press-work, per 25 impressions .....	6½ "

GEO. R. WEBER.

WHEREAS George R. Weber has filed with the Secretary of State, at his office in the city of Springfield and State of Illinois, a sealed proposal to execute the several classes of the public printing as specified in the public notice given by the Commissioners of Public Printing for proposals, according to the provisions of the statute in such cases made and provided; therefore,

*Know all men by these presents*: That I, George R. Weber as principal, and J. C. Robinson, Ozias M. Hatch, Alfred Orendorf, Wm. Jayne and Chas. H. Lanphier as security, are held and firmly bound unto the People of the State of Illinois, in the sum of ten thousand dollars, to be paid to the People of the State of Illinois, to which payment, well and truly to be made, we bind ourselves, our heirs, executors, administrators and assigns firmly by these presents. Sealed with our seals and dated this, the 26th day of August, A. D. 1872.

The condition of the above obligation is, that the said George R. Weber faithfully performs the work of such class or classes of the State printing as may be awarded to him, pursuant to "An act to provide for and regulate the execution of the public printing," approved April 9th, A. D. 1872, and in force July 1, 1872; and that he further pay, as liquidated damages, any excess over and above his proposal as awarded to him, that the State of Illinois may be obliged to pay for such work by reason of him, the said George R. Weber, failing to complete his contract, then the above obligation to be void; otherwise to remain in full force and effect.

GEORGE R. WEBER,	[Seal]
J. C. ROBINSON,	[Seal]
OZIAS M. HATCH,	[Seal]
ALFRED ORENDORFF,	[Seal]
WILLIAM JAYNE,	[Seal]
CHAS. H. LANPIER,	[Seal]

## EXHIBIT E.

*Abstract of Bids for Public Printing in 1870.*

Names of Bidders and their Bondsmen.	Plain composition.	Rule or figure work.	Rule and figure work.	Press-work.
1. John H. Johnson—security, John Williams.....	50	63	90	40
2. E. L. Baker—security, J. A. Chesnut and J. W. Bunn.....	33	40	56	33
3. J. M. Culbertson—security, J. W. Bunn, J. A. Chesnut.....	33	34	56	42
4. Francis Hudson—security, G. Berkhart.....	57½	88	1.12	50
5. John P. Baker—security, J. W. Bunn, J. A. Chesnut.....	32	38	56	36
6. E. L. Merritt & Bro.—security, Jos. D. Merritt, N. H. Ridgely and J. M. Merritt.....	33	44	60	40
7. Thomas J. Britt & Co.—security, Frank W. Tracey.....	49	73½	98	49
8. Thomas Lewis & Co.—security, Enoch Paine, J. A. Chesnut.....	49	73½	98	49
9. Thomas J. Britt & Co.—security, Frank W. Tracey.....	59½	75	1.05	50
10. Kimball & Taylor—security, Wm. H. Underwood, T. H. Piper, Edward Rutz.....	48	80	.....	45

On motion of Mr. Jones,

The report of the committee on printing, and the minority report of said committee, were ordered printed.

The Senate amendments to House bill, No. 815, for "An act to extend the jurisdiction of county courts, and to provide for the practice there-

of, to fix the time for holding the same, and to repeal an act therein named," were taken up and concurred in—yeas 98, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Booth, Bradwell, Branson, Casey, Cassedy, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Easley, Efner, Ferrer, Flanders, Forth, Freeland, Freeman, Granger, Grant, Gridley, Griffith, Halpin, Hart, Hay, Henry, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaquess, James, Jessup, Johnston, Jones, Kase, Loomis, Mann, Marsh, Maasie, McDonald, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Mulvane, Neville, Newton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Rankin, Ray, Rogers, Savage, Scanlan, Senna, Soule, Sheridan, Sherman, Snow, Soule, Starr, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Virden, Walker, Warner, Washburn, Wayman, Wymore, Mr. Speaker—98.

Mr. Connolly voted in the negative.

So the Senate amendments were concurred in.

By consent, Senate bill, No. 455, for "An act to revise the law in relation to husband and wife," was read a second time, and,

On motion of Mr. Hart,

Referred to the committee on judiciary.

Mr. Mann moved to reconsider the vote by which House bill, No. 765, for "An act making sundry appropriations for the Southern Insane Hospital and Asylum at Anna" was ordered to a third reading; which was agreed to.

By consent, Senate bill, No. 614, for "An act making an appropriation for the payment of the claim of A. Paine, for binding the first and second volumes of the report of the Geological Survey of Illinois,"

Was read a first time, and referred to the committee on printing.

Mr. Bradwell, (by consent) from the committee on printing, to which was referred House bill, No. 889, for "An act to provide for the compiling, publication and distribution of the statutes of the State," reported the same back, and recommended that the bill be referred to the committee on judicial department.

The report of the committee was concurred in, and the bill referred to the committee on judicial department.

Mr. Ray (by consent) submitted the following resolution :

*Resolved*, That all leaves of absence (except in case of sickness,) are hereby revoked, and the Clerk is hereby instructed to notify all absent members of the action of the House.

Which was adopted.

By consent, Senate bill, No. 596, for "An act in relation to gas companies," was read a second time.

Mr. Cronkrite submitted the following amendment:

Strike out the words "having over two hundred thousand inhabitants."

Which was adopted.

The bill was then ordered to a third reading.

The Senate amendments to House bill, No. 856, for "An act to enable library associations to sell and transfer their real and personal property," were taken up and concurred in—yeas 91, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Blakely, Bradwell, Branson, Carpenter, Collins, Connolly, Crawford, Cronkrite, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Easley, Efner, Ferrer, Flanders, Forth, Freeman, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hart, Hay, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of De Witt, Mann, Maasie, McDonald, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore, Morrison, Mulvane, Newton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Ray, Savage, Scanlan, Senna, Shaw, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Virden, Walker, Warner, Webster, Wymore, Mr. Speaker—91.

So the Senate amendments were concurred in.

Mr. Quinn moved to suspend the rules to consider a resolution ; which was agreed to.

Mr. Quinn then submitted the following :

*Resolved*, That the Secretary of State be and he is hereby requested to furnish to this House, at his earliest convenience, a statement, giving the amounts paid to each person, and by what authority, including clerks, connected with the revision of the laws of this State, since the appointment of Mr. Hurd and others to revise said laws.

Which was adopted.

The Senate amendments to House bill, No. 608, for "An act to revise the law in relation to attorneys and counselors," were taken up and not concurred in—yeas 57, nays 40.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of LaSalle, Bradwell, Branson, Casey, Collins, Connolly, Crawford, Cronkite, Cullerton, Darnell, Dement, Dolan, Efner, Ferrier, Flanders, Forth, Graeger, Halpin, Hay, Henry, Herting, Hite of St. Clair, Hopkins, Inscore, James, Jessup, Johnston, Lane of Hancock, Mann, Marsh, McDonald, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Newton, Oleson, Orendorff, Peltzer, Pinnell, Pollock, Pyatt, Quinn, Ray, Shaw, Sheridan, Stewart of Winnebago, Taggart, Thornton, Virden, Walker, Wayman, Wymore, Mr. Speaker—57.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Ballow, Blakely, Carpenter, Crosby, Dewey, Dolton, Easley, Freeman, Graham, Grant, Gridley, Griffith, Hart, Herrington, Hollenback, Jaquess, Jackson, Jones, Lane of DeWitt, Massie, McLaughlin, Moose, Morrison, Oakwood, Oberly, Penfield, Plowman, Rankin, Savage, Scanlan, Senne, Snow, Soule, Starr, Streeter, Thomas, Warner, Webster, Westfall—24.

So the Senate amendments were not concurred in.

The Senate amendments to House bill, No. 716, for "An act providing for trial of rights of property in certain cases before the county court," were taken up and concurred in—yeas 85, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Barkley, Blakely, Branson, Casey, Cassidy, Carpenter, Chambers, Collins, Connolly, Crawford, Cronkite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Easley, Ferrier, Forth, Graeger, Grant, Gridley, Griffith, Hart, Hay, Henry, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Jessup, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Marsh, Massie, McDonald, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moose, Newton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Plowman, Pollock, Pyatt, Quinn, Rankin, Savage, Scanlan, Senne, Shaw, Snow, Starr, Stewart of Winnebago, Thomas, Thornton, Walker, Warner, Wayman, Webster, Wymore, Mr. Speaker—85.

So the Senate amendments were not concurred in.

By consent, Senate bill, No. 608, for "An act to amend section 92 of an act entitled 'an act for the assessment of property and for the levy and collection of taxes,' approved March 30, 1872,"

Was read a first time, and ordered to a second reading.

On motion of Mr. Jones,

At 12:30 o'clock P. M. the House adjourned to 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK, P. M.

The House met, pursuant to adjournment.

By consent, Senate bill, No. 489, for "An act in relation to the office of chancellor in universities of learning,"

Was read a second time and ordered to a third reading.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred House bill, No. 844, for "An act to provide for an act compelling circuit, county and probate court clerks to record reports of sales made by masters in chancery and special commissioners," reported the same back with an amendment, and recommended its adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendment adopted, and the bill ordered engrossed for a third reading.

Mr. Shaw, from the committee on judiciary, to which was referred Senate bill, No. 315, for "An act to revise the law in relation to mortgages of real and personal property," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, and the bill read a second time.

Mr. Massie submitted the following amendment:

Add to section 8: "All releases of mortgages and deeds of trust which have heretofore been made in accordance with the provisions of this section, shall be held legal and valid, and have the same force and effect as if made under the provisions of this act."

Which was adopted.

The bill was then ordered to a third reading

Mr. Armstrong of Grundy submitted the following resolutions:

1st. *Resolved by the House of Representatives*, That no new business shall be entertained by this House, after Monday the 23d inst., unless by the consent of at least two-thirds of the members present at the time of its introduction.

2d. That no member shall be permitted to speak over five minutes upon any question without consent of the House.

3d. That the hour of meeting shall be 9 o'clock A. M. of each day.

Which were referred to the committee on rules.

The motion to reconsider the vote by which House bill, No. 670, for "An act to amend section 128 of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872, in force July 1, 1872," was lost, was taken up and agreed to, yeas 56, nays 32—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Booth, Casey, Carpenter, Connolly, Crosby, Cullerton, Dolan, Dolton, Flanders, Freeman, Grant, Gridley, Griffith, Hart, Hay, Henry, Hite of St. Clair, Holmbeck, Hopkins, Inscore, Jones, Lane of Hancock, Mann, Massie, McDonald, McGee, Middlecoff, Moore of Marshall, Moose, Morrison, Oakwood, Oleson, Orndorff, Pinnell, Plowman, Pyatt, Savage, Scanlan, Senne, Shaw, Sheridan, Soule, Starr, Thomas, Virden, Walker, Warner, Westfall, Wymore—56.

Those voting in the negative are,

Messrs. Barkley, Bradwell, Chambers, Collins, Cronkrite, Darnell, Dement, Dewey, Efner, Ferrier, Forth, Graham, Granger, Jaques, Jackson, James, Jessup, Johnston, Kase, Lane of DeWitt, Marsh, McPherran, Newton, Oberly, Peltzer, Pollock, Ray, Stewart of Winnebago, Thornton, Wayman, Webster, Mr. Speaker—32.

So the motion to reconsider was agreed to.

Mr. Jones gave notice that on Monday next he would move to amend rule 38, to read as follows:

"When a question has once been put and carried in the affirmative or negative, it shall be in order for any member of the majority to move for a reconsideration thereof, on the same day only."

Mr. Gridley (by consent), from the committee on claims, to which was referred House bill, No. 84, for "An act to repeal an act entitled 'an act to establish a police force in the city of East St. Louis,' approved February 22, 1867, and to repeal an act amendatory thereto, approved March 27, 1869, and to provide for the payment of money advanced, with interest, for certificates issued under said act," reported the same back, and recommended that the bill do not pass.

The report of the committee was concurred in, and the bill laid on the table.

By consent, House bills on third reading were taken up.

House bill, No. 842, for "An act in relation to advertisements and notices," was read a third time, and,

On motion of Mr. Starr,

Was laid on the table.

By consent, Senate bill, No. 587, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 83, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Booth, Bradwell, Branson, Cassedy, Carpenter, Chambers, Collins, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Efner, Ferrier, Fladara, Freeman, Graham, Granger, Grant, Gridley, Hart, Henry, Herrington, Herting, Hite of St. Clair, Hollenback, Inacore, Jaques, James, Jessup, Jones, Kase, Lane of Hancock, Lane of DeWitt, Marsh, Massie, McDonald, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Mulvane, Newton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pinnell, Pollock, Pratt, Quinn, Ray, Savage, Senne, Shaw, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Streets, Thomas, Virden, Warner, Wayman, Webster, Westfall, Wymore, Mr. Speaker—83.

Messrs. Jackson and Scanlan voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

By consent, Senate bill, No. 560, for "An act to protect colored children in their rights to attend public schools,"

Was read a second time and ordered to a third reading.

By consent, House bill, No. 376, for "An act to amend sections three (3) and four (4) of an act approved March 25, A. D. 1869, entitled 'an act to establish lines and corners,'" was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 79, nays 5.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Blakely, Booth, Bradwell, Branson, Carpenter, Chambers, Collins, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Easley, Ferrier, Freeman, Graham, Granger, Grant, Gridley, Griffith, Hart, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Inacore, Jaques, Jackson, Jessup, Johnston, Jones, Kase, Lane of Hancock, Marsh, Massie, McDonald, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Mulvane, Newton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Pollock, Quinn, Ray, Shaw, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Streeter, Thomas, Thornton, Virden, Warner, Wayman, Webster, Westfall, Wymore—79.

Those voting in the negative are,

Messrs. Hay, Henry, Plowman, Savage, Senne—5.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Plowman moved to suspend the rules to take up House bill, No. 839, for "An act to provide for the better enforcement of an act entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto;' and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved April 7, A. D. 1871, approved May 3, 1873," on second reading.

Which was not agreed to—yeas 39, nays 39—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Bradwell, Collins, Crosby, Cullerton, Dement, Dolan, Dolton, Flanders, Freeman, Graham, Grant, Gridley, Griffith, Hollenback, Jessup, Jones, Lane of Hancock, Mann, Massie, McDonald, McLaughlin, McPherran, Middlecoff, Moore of Marshall, Oakwood, Penfield, Plowman, Pollock, Quinn, Savage, Shaw, Snow, Soule, Starr, Thomas, Warner, Westfall, Mr. Speaker—39.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Carpenter, Chambers, Cronkrite, Darnell, Dewey, Efner, Forth, Granger, Hart, Hay, Henry, Herrington, Herting, Hite of St. Clair, Hopkins, Jaquess, Jackson, Johnston, Kase, Marsh, Meacham, Moose, Morrison, Mulvane, Newton, Oberly, Peltzer, Pinnell, Ray, Senne, Sheridan, Stewart of Winnebago, Streeter, Thornton, Wymore—39.

So the motion to suspend the rules was not agreed to.

Mr. Westfall (by consent), from the committee on fees and salaries, to which was referred Senate bill, No. 393, for "An act to fix the compensation of the members, officers and employees of the General Assembly," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, and the first amendment adopted.

Mr. Hopkins moved to lay the bill and amendment on the table.

The Speaker laid before the House the following communication :

BLOOMINGTON, ILL., *March 18, 1874.*

HON. SHELBY M. CULLOM,

*Speaker House Representatives, Springfield, Ill. :*

I herewith tender my resignation as First Assistant Enrolling and Engrossing Clerk, House of Representatives, to take effect from this date.

V. W. DASHIELL,

*First Asst. E. and E. Clerk, H. of R.*

On motion of Mr. Armstrong,

The resignation was accepted.

Mr. Armstrong of LaSalle submitted the following :

WHEREAS, by the resignation of one of the Engrossing Clerks, it is necessary to employ other assistance; therefore, be it

*Resolved*, That the committee on engrossed and enrolled bills be authorized to employ what assistance may be necessary in that department.

Which was adopted.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 21st day of March, 1874, laid before the Governor for his approval, viz :

Senate bill, No. 465, for "An act to revise the law in relation to the State militia."

Senate bill, No. 359, for "An act to revise the law in regard to estrays and other lost property."

Senate bill, No. 575, for "An act to set off from incorporated towns certain territory which, by the county board, has been formed into a new town, or part thereof."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of their amendments to bills of the following titles, to-wit :

Senate bill, No. 295, for "An act to revise the law in relation to the rate of interest."

Senate bill, No. 442, for "An act to revise the law in relation to clerks of courts."

Senate bill, No. 26, for "An act to reorganize the Illinois State Horticultural Society."

Senate bill, No. 575, for "An act to set off from incorporated towns certain territory which, by the county board, has been, formed into a new town, or part thereof."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has agreed to the report of the committee of conference on House amendments to Senate bill, No. 459, for "An act to revise the law in relation to mines," recommending that the Senate concur in House amendments to section 10, by inserting in line 11, before the words "suitable and competent person," the words "county surveyor or other."

That the House amend their additional section by striking out the words "of," "exceeding," and "one thousand dollars nor less," in line 3, also, by striking out the words "than one," in line 4, and insert the words "to exceed," after the word "not," in line 3, and in line 4, before the word "hundred" the word "five," so that the section will read as follows: "Whoever shall willfully trespass upon the land of another by mining thereon, shall, in addition to the damages now authorized by law, be liable to a penalty not exceeding five hundred dollars, which may be recovered in an action of debt by the owner thereof, in any court of competent jurisdiction."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate have agreed to the report of the conference committee on House amendments to Senate bill, No. 403, for "An act to revise the law in relation to liens," recommending that the Senate do concur with the House in its amendments to sections one (1), twenty-nine (29) and forty-five (45).

That section twenty-nine (29) be further amended by striking out the words, "conformity with the terms of the," in line 3 of the written bill, and inserting instead thereof the words, "pursuance of the purposes of the original."

That the first of the House amendments to section thirty-one (31) be amended by striking out the word "sixty," and inserting the word "forty;" and that the House recede from its second amendment to said section; and that the first of said amendments to said section thirty-one (31), being so amended, be concurred in by the Senate."

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

Senate bill, No. 492, for "An act in regard to horse and dummy railroads."

House bill, No. 562, for "An act to enable towns and villages in counties in this State, having more than forty thousand inhabitants according to the last federal census, having commons, to dispose of the same."

House bill, No. 619, for "An act to revise the law in relation to the commitment and detention of lunatics."

House bill, No. 639, for "An act to revise the law in relation to fences."

House bill, No. 641, for "An act to revise the law in relation to ferries."



House bill, No. 650, for "An act to revise the law in relation to plats."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 856, for "An act to enable library associations to sell and transfer their real and personal property," with amendments thereto.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

On motion of Mr. Hay,

At 4:15 o'clock P. M. the House adjourned.

MONDAY, MARCH 23, 1874.

The House met, at the regular hour.

Prayer by Rev. Mr. Worrall.

The Clerk proceeded to read the journal of Saturday last, when,

On motion of Mr. Efner,

The further reading of the same was dispensed with.

By consent, Senate bill, No. 608, for "An act to amend section ninety-two of an act entitled 'an act for the assessment of property and for the levy and collection of taxes,' approved March 30, 1872,"

Was read a second time, and ordered to a third reading.

By consent, House bill, No. 805, for "An act to amend section 107 of an act entitled 'an act in regard to roads and bridges, in counties under township organization,' approved April 11, 1873,"

Was read a second time, and ordered engrossed for a third reading.

Mr. Bradwell (by consent), from the committee on printing, submitted the following report:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

Your committee on printing, to whom was referred Senate bill, No. 614, for "An act making an appropriation for the payment of the claim of A. Paine, for binding the first and second volumes of the report of the Geological survey of Illinois," have had the same under consideration and instructed me to report the same back with the recommendation that it do pass.

The report of the committee was concurred in, and the bill read a second time.

Mr. Quinn moved to postpone the further consideration of the bill until 2:30 o'clock P. M.; which was not agreed to.

Mr. Quinn submitted the following amendment:

Strike out of line 2, section 1, the words, "seven thousand six hundred," and insert "six thousand one hundred."

Which was not adopted—yeas 17, nays 73—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Blakel, Cronkrite, Darnell, Dolan, Forth, Herrington, Horting, Kase, McDonald, McGee, Neville, Oleson, Quinn, Savage, Scanlan, Walker, Wymore—17.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Bocock, Booth, Bradwell, Bullard, Casey, Carpenter, Chambers, Collins, Connolly, Crawford, Crosby, Cullerton, Dement, Dewey, Dresser, Efner, Ferrier, Freeman, Graham, Granger, Grant, Gridley, Griffith, Hart, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaques, Jackson, Jessup, Johnston, Jones, Lane of Hancock, Marsh, Massie, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Mulvane, Newton, Oakwood, Oberly, Orendorff, Peltzer, Penfield, Pinnell, Pyatt, Ray, Senne, Shaw, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Warner, Webster, Mr. Speaker—73.

So the amendment was not adopted.

Mr. Scanlan moved to refer the bill to the committee on appropriations; which was agreed to—yeas 54, nays 50—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Blakely, Branson, Bullard, Carpenter, Chambers, Collins, Condon, Cronkrite, Crosby, Darnell, Dolan, Dolton, Efner, Flanders, Forth, Freeman, Graham, Gridley, Griffith, Hart, Henry, Herrington, Herting, James, Jones, Kann, Kase, Mann, Marsh, Massie, McDonald, McGee, McLaughlin, Middlecoff, Moore of Marshall, Moore, Neville, Newton, Oleson, Orendorff, Peltzer, Pollock, Quinn, Rankin, Sawyer, Scanlan, Senne, Starr, Taggart, Walker, Wayman, Wyome—54.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Bocock, Booth, Bradwell, Casey, Connolly, Crawford, Cullerton, Dement, Dewey, Ferrier, Granger, Grant, Hay, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaques, Jackson, Jessup, Johnston, Lane of Hancock, McPherran, Meacham, Mitchell, Morrison, Mulvane, Oakwood, Oberly, Penfield, Pinnell, Pyatt, Ray, Savage, Sheridan, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Thomas, Thornton, Warner, Webster, Westfall, Mr. Speaker—50.

So the motion to refer was agreed to.

Mr. Carpenter (by consent) submitted the following report from the committee on rules:

Your committee on rules, to which was referred the following resolutions:

1st. *Resolved by the House of Representatives.* That no new business shall be entertained by this House after Monday, the 23d inst., unless by the consent of at least two-thirds of the members present at the time of its introduction.

2d. *Resolved.* That no member shall be permitted to speak over five minutes upon any question, without consent of the House.

Report the same back, and recommend their adoption.

The report of the committee was concurred in, and the resolutions adopted.

Mr. Jones moved to amend the rules, as follows:

Amend rule 38 to read as follows: "When a question has once been put, and carried in the affirmative or negative, it shall be in order for any member of the majority to move for the re-consideration thereof on the same day only."

Which was not agreed to.

The House resumed the unfinished business of Saturday last, being the consideration of the motion to lay Senate bill, No. 393, for "An act to fix the compensation of the members, officers and employees of the General Assembly," and pending amendments thereto, on the table.

The question being on the adoption of the motion to lay the bill and amendments on the table, it was decided in the negative.

Mr. Armstrong of LaSalle moved to reconsider the vote by which the amendment to strike out of paragraph 2, section 3, the word "six" and insert the word "five," (submitted by the committee on fees and salaries) was adopted; which was agreed to.

On motion of Mr. Armstrong of LaSalle,

The amendments submitted by the committee on fees and salaries were laid on the table.

Mr. Collins submitted the following amendment:

Amend section 1, by inserting in line 3, after the word "day," the following: "all time absent without leave, to be deducted at the rate of

five dollars per day, and they shall not draw pay during a recess of more than two consecutive days at any one time."

Which was not adopted.

Mr. Carpenter submitted the following amendments:

Strike out of line 3, section 1, the word "five" and insert the word "six." Also, add to the end of section 1 the following: "*Provided*, that no member of the General Assembly shall receive pay for services when he may be absent from the sessions of the same."

Mr. Pollock moved to lay the amendments on the table; which was not agreed to, yeas 41, nays 52—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow Booth, Branson, Bullard, Condon, Crawford, Cronkite, Crosby, Cullerton, Darnell, Dement, Dewey, Doltou, Elner, Grant, Griffith, Hollenback, Insore, Jackson, James, Jones, Kann, Marsh, McLaughlin, Meacham, Middlecoff, Moore of Marshall, Neville, Oberly, Pinnell, Pollock, Sawyer, Sheridan, Soule, Stewart of McLean, Thomas, Westfall—41.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Blakely, Bradwell, Casey, Carpenter, Chambers, Collins, Dolan, Dresser, Ferrier, Flanders, Freeland, Freeman, Graham, Granger, Gridley, Hart, Henry, Hertling, Hopkins, Jaquess, Johnston, Kase, Lane of Hancock, Mann, Massie, McDonald, McGee, Mitchell, Moores, Morrison, Newton, Oakwood, Oleson, Peltzer, Penfield, Pyatt, Quinn, Rankin, Ray, Savage, Scanlan, Snow, Starr, Stewart of Winnebago, Streeter, Taggart, Thornton, Warner, Wayman, Webster, Wynore—52.

So the motion to lay on the table was not agreed to.

Mr. Hopkins submitted the following amendment to the amendment:

"*Provided*, that this amendment shall apply to the 28th General Assembly."

Mr. Ray submitted the following substitute for the amendment and the amendment to the amendment:

Strike out of line 3, section 1, the words "five dollars per day during each session," and insert the words "four hundred dollars for each regular session."

Which was not adopted.

The question then being on the adoption of the amendment to the amendment, it was decided in the negative.

The question recurring on the adoption of the amendment, it was decided in the negative.

Mr. Jones moved to lay the bill on the table; which was not agreed to.

On motion of Mr. Armstrong of LaSalle,

The bill was ordered to a third reading.

By consent, House bill, No. 765, for "An act making sundry appropriations for the Southern Insane Hospital and Asylum at Anna," was taken up.

Mr. Mann moved to reconsider the vote by which the House refused to amend, by adding the following section:

"§ 2½. That there be and is hereby appropriated to the Northern Hospital and Asylum for the Insane, at Elgin, 'for ordinary expenses,' in addition to the appropriations heretofore made for the care and treatment of inmates which may occupy the south wing of said institution, the sum of three thousand seven hundred and fifty dollars (\$3,750) per month, or so much thereof as may be necessary for the maintenance of patients therein, upon a basis of occupancy for said south wing of two hundred and twenty-five patients; this appropriation to date from the opening of the south wing of said institution for the reception of patients, as determined by proclamation of the Governor announcing the same, and to continue in force until July 1, 1875, payable in same man-

ner and form as appropriations for current expenses for said institution are now paid by law approved April 29, A. D. 1873."

Which was agreed to, yeas 54, nays 44—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Booth, Bradwell, Branson, Bullard, Casey, Carpenter, Collins, Condon, Crawford, Cronkite, Cullerton, Darnell, Dement, Ferrier, Gridley, Halpin, Hay, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Jessup, Jones, Kann, Lane of Hancock, Mann, Marsh, McGee, McLaughlin, McPherran, Middlecoff, Mitchell, Morrison, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pyatt, Ray, Savage, Scanlan, Senne, Shaw, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Taggart, Wayman, Webster—54.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Blakely, Boreck, Chambers, Connolly, Crosby, Dewey, Dolan, Flanders, Forth, Freeland, Freeman, Graham, Granger, Grant, Griffith, Hart, Henry, Jaquess, Jackson, James, Johnston, Kase, Lane of DeWitt, McDonald, Meacham, Moore of Marshall, Mulvane, Newton, Oakwood, Pinnell, Pollock, Quinn, Rankin, Sheridan, Snow, Streeter, Thomas, Thornton, Warner, Wymore—44.

So the motion to reconsider was agreed to.

The question again being on the adoption of the amendment, it was decided in the affirmative, yeas 54, nays 40—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Boreck, Booth, Bradwell, Branson, Bullard, Casey, Carpenter, Collins, Condon, Crawford, Cronkite, Cullerton, Darnell, Dement, Ferrier, Gridley, Halpin, Hay, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Jaquess, Jessup, Jones, Lane of Hancock, Mann, Marsh, McDonald, McGee, McLaughlin, McPherran, Middlecoff, Mitchell, Morrison, Mulvane, Oleson, Orendorff, Peltzer, Penfield, Ray, Savage, Scanlan, Senne, Shaw, Soule, Starr, Stewart of McLean, Taggart, Wayman, Webster—54.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Blakely, Chambers, Connolly, Dewey, Dolan, Efner, Flanders, Forth, Freeland, Freeman, Graham, Granger, Grant, Griffith, Hart, Henry, Inscore, Jackson, James, Johnston, Kase, Lane of DeWitt, Massie, Meacham, Moore of Marshall, Newton, Oakwood, Pinnell, Pollock, Rankin, Snow, Stewart of Winnebago, Streeter, Thomas, Thornton, Warner, Wymore—40.

So the amendment was adopted.

The bill was then ordered engrossed for a third reading.

Senate bill, No. 560, for "An act to protect colored children in their rights to attend public schools," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 79, nays 17.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of Grundy, Ballow, Boreck, Bradwell, Branson, Bullard, Carpenter, Chambers, Collins, Condon, Connolly, Crawford, Cronkite, Dement, Dolton, Efner, Ferrier, Freeman, Graham, Granger, Grant, Gridley, Halpin, Hart, Hay, Henry, Herting, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaquess, James, Johnston, Jones, Kann, Kase, Lane of Hancock, Mann, Marsh, Massie, McGee, McLaughlin, McPherran, Middlecoff, Mitchell, Moore of Marshall, Moore, Mulvane, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Pollock, Pyatt, Quinn, Rankin, Ray, Savage, Senne, Shaw, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Warner, Webster, Westfall, Wymore, Mr. Speaker—79.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Casey, Darnell, Dewey, Dolan, Flanders, Forth, Griffith, Jackson, Jessup, McDonald, Meacham, Neville, Newton, Thornton—17.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

House bill, No. 796, for "An act in relation to the assessment and collection of taxes for the year A. D. 1873, in towns, townships, school districts, and incorporated cities, towns and villages, and providing for their validity," was read a third time.

On motion of Mr. Armstrong of LaSalle,

The bill was laid on the table.

On motion of Mr. Johnston,

Senate bills on third reading were taken up.

Senate bill, No. 119, for "An act to fix the liability of common carriers receiving property for transportation," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 80, nays 5.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocock, Bradwell, Bullard, Casey, Carpenter, Chambers, Collins, Condon, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Dresser, Efner, Flanders, Forth, Freeland, Freeman, Graham, Granger, Grant, Gridley, Hart, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaques, Jackson, Jessup, Johnston, Kann, Kase, Lane of Hancock, Massie, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Mulvane, Newton, Oberly, Oleson, Peltzer, Pinnell, Pollock, Quinn, Savage, Sawyer, Scanlan, Senne, Shaw, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Thomas, Thornton, Walker, Warner, Webster, Westfall, Wymore—80.

Those voting in the negative are,

Messrs. Halpin, Herting, Marsh, Moose, Sheridan—5.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Efner moved to reconsider the vote by which the bill was passed.

On motion of Mr. Johnston,

The motion to reconsider was laid on the table.

Senate bill, No. 541, for "An act to amend section 20 of an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 88, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocock, Booth, Bradwell, Branson, Bullard, Casey, Carpenter, Chambers, Collins, Condon, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Dresser, Efner, Ferrier, Forth, Freeland, Freeman, Granger, Grant, Gridley, Griffith, Halpin, Hart, Henry, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaques, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massie, McDonald, McGee, Meacham, Middlecoff, Mitchell, Morrison, Neville, Oberly, Orendorff, Peltzer, Pinnell, Pollock, Pyatt, Quinn, Ray, Savage, Sawyer, Senne, Shaw, Sheridan, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Walker, Webster, Westfall, Wymore, Mr. Speaker—88.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 489, for "An act in relation to the office of chancellor in universities of learning," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 87, nays 7.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocock, Booth, Bradwell, Branson, Bullard, Casey, Carpenter, Chambers, Collins, Condon, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Dement, Dewey, Dolan, Dresser, Efner, Flanders, Freeland, Freeman, Granger, Grant, Griffith, Halpin, Hart, Henry, Herrington, Hite of St. Clair, Hollenback, Hopkins, Inscore, James, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massie, McGee, McLaughlin, Meacham, Middlecoff, Mitchell, Morrison, Mulvane, Newton, Oberly, Oleson, Orendorff, Peltzer, Pinnell, Pratt, Quinn, Rankin, Ray, Savage, Sawyer, Scanlan, Senne, Shaw, Sheridan, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Walker, Warner, Wayman, Westfall, Wymore, Mr. Speaker—87.

Those voting in the negative are,

Messrs. Darnell, Dolton, Ferrier, Gridley, Jaques, Pollock, Thornton—7.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 296, for "An act to secure the free passage of fish in all the waters in this State," was read a third time.

The bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 87, nays 5.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bocoock, Booth, Bradwell, Branson, Casey, Carpenter, Chambers, Collins, Condon, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dewey, Dolan, Dolton, Efner, Freeland, Graham, Granger, Gridley, Halpin, Hart, Henry, Herrington, Hildrup, Hollenback, Hopkins, James, Jessup, Johnston, Jones, Kann, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massey, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Mulvane, Newton, Oberly, Oleson, Peltzer, Penfield, Pinnell, Pollock, Pyatt, Quinn, Rankin, Ray, Savage, Sawyer, Scanlan, Seune, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streator, Taggart, Thomas, Walker, Warner, Wayman, Webster, Westfall, Wymore, Mr. Speaker—87.

Those voting in the negative are,

Messrs. Dement, Forth, Freeman, Griffith, Jaquess—5.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

On motion of Mr. Ballow,

At 12:05 o'clock P. M. the House adjourned to 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Senate bills on third reading being in order,

Senate bill, No. 493, for "An act to amend an act entitled 'an act in regard to roads and bridges in counties under township organization,'" was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 83, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Condon, Crosby, Cullerton, Davis, Dement, Dolan, Dolton, Efner, Ferrier, Forth, Freeland, Freeman, Graham, Granger, Gridley, Griffith, Halpin, Hart, Henry, Herrington, Hite of Madison, Hite of St. Clair, Hollenback, Jaquess, Jackson, Jessup, Johnston, Kann, Kane, Lane of Hancock, Lane of DeWitt, Marsh, Massey, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moffett, Mulvane, Neville, Newton, Oberly, Oleson, Orendorff, Peltzer, Pinnell, Flowman, Pollock, Pyatt, Quinn, Ray, Savage, Sawyer, Senne, Shaw, Sheridan, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streator, Taggart, Thornton, Warner, Webster, Wymore, Mr. Speaker—83.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 110, for "An act for the relief of the prosecuting attorney of the Alton city court," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 20, nays 66.

Those voting in the affirmative are,

Messrs. Booth, Connolly, Cullerton, Dement, Freeland, Hart, Ray, Herrington, Hite of St. Clair, Jackson, Jessup, Johnston, Middlecoff, Moose, Orendorff, Shaw, Sheridan, Soule, Warner, Wayman—20.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Blakely, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Chambers, Collins, Crawford, Cronkrite, Crosby, Davis, Dewey, Dolan, Dolton, Efner, Flanders, Forth, Freeman, Graham, Granger, Grant, Gridley, Halpin, Henry, Herting, Hollenback, Hopkins, Jaquess, Kann, Kase, Lane of Hancock, Lane of DeWitt, Marsh, Massie, McDonald, McGee, McLaughlin, McPherran, Meacham, Mitchell, Moffett, Mulvane, Neville, Newton, Oleson, Peltzer, Pinnell, Pollock, Pyatt, Quinn, Ray, Savage, Sawyer, Starr, Streeter, Taggart, Thornton, Webster, Wymore—46.

The bill, not having received the number of votes required by the constitution, was declared lost.

Mr. Mulvane moved to reconsider the vote by which the bill was lost; which was agreed to.

Mr. Thomas (by consent), from the committee on appropriations, to which was referred Senate bill, No. 614, for "An act making an appropriation for the payment of the claim of A. Paine, for binding the first and second volumes of the report of the Geological Survey of Illinois," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, and the bill ordered to a third reading.

Mr. Inscore (by consent) submitted the following resolution :

*Resolved*, That the use of this Hall be and is hereby granted to Hon. M. C. Quinn, of Peoria, on Wednesday evening, March 25th, for the purpose of delivering a lecture on the subject, "The great malady, Intemperance : how it shall be cured."

Which was adopted.

Mr. Ray moved to reconsider the vote by which Senate bill, No. 393, was ordered to a third reading; which was not agreed to.

Senate bill, No. 596, for "An act in relation to gas companies," was read a third time.

And the same and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 85, nays 3.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Booth, Bradwell, Bryant, Bullard, Casey, Carpenter, Collins, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Ether, Ferrier, Forth, Freeland, Freeman, Graham, Granger, Grant, Gridley, Griffith, Halpin, Ray, Henry, Herrington, Herting, Hite of Madison, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Jessup, Johnston, Kann, Lane of Hancock, Lane of DeWitt, Marsh, Massie, McDonald, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Morrison, Moffett, Neville, Newton, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Pyatt, Race, Rankin, Ray, Savage, Sawyer, Scanlan, Senne, Shaw, Sheridan, Soule, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Wymore—85.

Those voting in the negative are,

Messrs. Pollock, Starr, Webster—3.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Starr moved to suspend the rules to take up House bill, No. 863, for "An act to amend section thirty of 'an act to incorporate and govern fire, marine and inland insurance navigation and insurance companies doing business in this State,' approved March 11, 1869," from the table; which was not agreed to.

Senate bill, No. 368, for "An act to amend an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," was taken up, and,

On motion of Mr. Ray,

Referred to the committee on judicial department.

Senate bill, No. 270, for "An act to authorize the corporate authorities of any cities in this State, having a population of over two hundred thousand inhabitants, to provide for a supply of illuminating gas," was taken up, and,

On motion of Mr. Cullerton,

Referred to the committee on municipal affairs.

House bills on third reading being in order,

House bill, No. 599, for "An act to provide for the distribution of the agricultural reports of this State," was taken up, and,

On motion of Mr. Bradwell,

Laid on the table.

House bill, No. 729, for "An act concerning county superintendents of schools," was read a third time, and,

On motion of Mr. Dewey,

Laid on the table.

House bill, No. 781, for "An act to establish a court of record in the city of East St. Louis," was taken up, and,

On motion of Mr. Hite of St. Clair,

Laid on the table.

House bill, No. 435, for "An act to amend an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," was read a third time, and,

On motion of Mr. Ray,

Referred to the committee on judicial department.

House bill, No. 558, for "An act to provide for the payment of the claim of P. W. Harts," was taken up, and,

On motion of Mr. Orendorff,

Laid on the table.

House bill, No. 776, for "An act to make the schedules prepared and published by the railroad and warehouse commissioners *prima facie* evidence in the several courts of this State," was taken up.

Mr. Bradwell moved to lay the bill on the table; which was not agreed to.

Mr. Massie moved that the further consideration of the bill be indefinitely postponed; which was agreed to.

The bill was then read a third time.

Mr. Cassidy moved to make the further consideration of the bill the special order for March 26th; which was not agreed to.

On motion of Mr. Cullerton,

The bill was temporarily laid aside.

House bill, No. 849, for "An act to revise the law relating to the destruction of wild animals," was read a third time.

And the bill and all amendments thereto having first been printed and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 79, nays 17.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Collins, Condon, Cronkite, Cullerton, Darnell, Demont, Dewey, Dresser, Efner, Ferrier, Freeland, Grant, Gridley, Griffith, Halpla, Hay, Harrington, Horting, Hite of St. Clair, Hollenback, Hopkins, Jackson, James, Jessup, Johnston, Jones, Kann, Kase, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massie, McDonald, McGee, McLaughlin, Mescham, Middlecoff, Moore of Marshall, Moose, Morrison, Newton, Oakwood, Oberly, Olason, Feltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Ray, Savage, Sawyer, Scanlan, Senne, Shaw, Starr, Stewart of Winnebago, Streeter, Taggart, Walker, Warner, Wayman, Webster, Wymore, Mr. Speaker—79.

Those voting in the negative are,

Messrs. Anderson, Armstrong of Grundy, Cassidy, Chambers, Crawford, Davis, Dolan, Dolton, Flanders, Forth, Graham, Henry, Jaquess, Race, Rankin, Soule, Thomas—17.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.



By consent, Senate bill, No. 315, for "An act to revise the law in relation to mortgages of real and personal property," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 100, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Blakely, Bocoock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassedy, Carpenter, Chambers, Collins, Condon, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dresser, Ether, Ferrier, Flanders, Forth, Fresland, Freeman, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hay, Henry, Hite of St. Clair, Hollenback, Hopkins, Jaquess, Jackson, James, Jessup, Johnston, Jones, Kann, Kase, Lane of Hancock, Mann, Marsh, Massie, McDonald, McLaughlin, McPherran, Meacham, Middlecott, Mitchell, Moore of Marshall, Moose, Morrison, Moffett, Mulvane, Newton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Race, Ray, Savage, Scanlan, Senne, Shaw, Sheridan, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Warner, Wayman, Webster, Westfall, Wymore, Mr. Speaker—100.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred Senate bill, No. 455, for "An act to revise the law in relation to husband and wife," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendments adopted, and the bill ordered to a third reading.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred House bill, No. 576, for "An act in regard to the action of account," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, and the bill read a second time, and ordered engrossed for a third reading.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred House bill, No. 847, for "An act to enable cities to change the boundaries of wards and to establish additional wards," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendments adopted, and the bill ordered engrossed for a third reading.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred House bill, No. 888, for "An act to prevent the licensing of houses of ill-fame and the inspection or medical examination of the inmates thereof in the incorporated cities, towns and villages of this State," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendments adopted, and the bill read a first time and ordered to a second reading.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred Senate bill, No. 507, for "An act to amend an act entitled 'an act to incorporate and govern fire, marine and inland navigation insurance companies doing business in the State of Illinois,'" reported the same back, and recommended that the bill do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred Senate bill, No. 483, for "An act to repeal certain acts therein

named," reported the same back, and recommended that the bill be read a second time, and be recommitted to said committee.

Mr. Armstrong of LaSalle moved that when the House adjourns, it adjourn to meet again at 7:30 o'clock P. M.; which was agreed to.

By consent, Senate bill, No. 330, for "An act making an appropriation for buildings and other improvements for the State Reform School, and for the purchase of stock," was read a third time.

And the bill and all amendments thereto having first been printed, and an emergency being expressed in the body of the bill as "a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 92, nays 13.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bocoock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Chambers, Condon, Crawford, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolton, Dresser, Efner, Ferrier, Freeland, Freeman, Graham, Granger, Gridley, Griffith, Halpin, Hart, Hay, Herrington, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaques, Jessup, Johnston, Jones, Kann, Kase, Lane of Hancock, Mann, Massie, McGee, McLaughlin, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvane, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Race, Rankin, Ray, Savage, Sawyer, Senne, Shaw, Sheridan, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Webster, Westfall, Wymore, Mr. Speaker—92.

Those voting in the negative are,

Messrs. Blakely, Collins, Cronkrite, Dolan, Flanders, Forth, Henry, Jackson, James, Lane of DeWitt, Marsh, Newton, Starr—13.

So the bill, not having received the number of votes required by the constitution, was declared lost.

But having received more than a majority of all the votes of the House, the vote was declared reconsidered under the rules.

Mr. Starr moved to strike the emergency clause out of the bill; which was agreed to.

The question again being, "Shall this bill pass?" it was decided in the affirmative—yeas 82, nays 26.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bocoock, Booth, Bradwell, Branson, Bryant, Bullard, Carpenter, Chambers, Condon, Crawford, Cullerton, Darnell, Davis, Dement, Dewey, Dolton, Dresser, Efner, Ferrier, Freeland, Freeman, Graham, Gridley, Halpin, Hart, Hay, Herting, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaques, Jessup, Johnston, Kann, Kase, Lane of Hancock, Mann, Massie, McGee, McLaughlin, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvane, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Pollock, Pyatt, Quinn, Rankin, Ray, Savage, Scanlan, Senne, Shaw, Sheridan, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Walker, Warner, Wayman, Webster, Westfall, Mr. Speaker—82.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Blakely, Casey, Collins, Connolly, Cronkrite, Crosby, Flanders, Forth, Griffith, Henry, Jackson, James, Jones, Lane of DeWitt, Marsh, McDonald, McPherran, Moose, Newton, Plowman, Sawyer, Streeter, Thornton, Wymore—26.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

By consent, House bill, No. 891, for "An act to amend section twenty-two (22) of 'an act concerning jurors, and to repeal certain acts therein named,' approved March 12, 1874,"

Was read a second time, and ordered to a third reading.

Mr. Connolly submitted the following report:

*To the President of the Senate, and*

*Speaker of the House of Representatives:*

The committee of conference on the disagreement of the Senate and House of Representatives on Senate bill, No. 279, for "An act to revise

the law in relation to Secretary of State," make report, recommending as follows:

1. That the House recede from its amendment to section 8.
2. That line 3, in section 5, of printed bill, be amended by inserting after the word "lay," the words "a certified copy of."
3. That line 20, in section 5, of printed bill, be amended by inserting after the word "used," the words "for other than public purposes."
4. That line 26, in section 5, of printed bill, be amended by inserting after the word "Auditor," the words "Superintendent of Public Instruction."
5. That line 29, of section 5, of printed bill, be amended by striking out the words "properly required," and inserting the words "so directed by resolution of the General Assembly, or either branch thereof."
6. That the following sections be inserted between sections 8 and 9, to-wit:
 

“§ 9. Whenever any bill which shall have passed both houses of the General Assembly shall be returned by the Governor, with his objections thereto, and, upon reconsideration, shall pass both houses by the constitutional majority, it shall be authenticated as having become a law, by a certificate thereon, to the following effect, viz: This bill having been returned by the Governor, with his objections thereto, and after reconsideration having passed both houses by the constitutional majority, it has become a law this ..... day of ....., A. D. ....; which, being signed by the President of the Senate and Speaker of the House of Representatives, shall be deemed a sufficient authentication thereof, and the bill shall, thereupon, be deposited with the laws in the office of the Secretary of State.”

“§ 10. Whenever any bill which shall have passed both houses of the General Assembly and shall not be returned by the governor, or filed with his objection in the office of the Secretary of State, as required by section sixteen (16), of article five (5), of the constitution, it shall be the duty of the Secretary of State to authenticate the same by a certificate thereon, to the following effect, as the case may be, viz: This bill having remained with the Governor ten days, Sundays excepted, the General Assembly being in session, or the Governor having failed to return this bill to the General Assembly during its session, and having failed to file it in my office with his objections within ten days after the adjournment of the General Assembly, it has thereby become a law. Witness my hand this .... day of ....., A. D. ....”
7. That section 9, in printed bill, be renumbered section 11.

JAMES A. CONNOLLY,  
N. R. CASEY,  
W. W. WARNER,  
*House Committee.*

A. STARNE,  
O. B. STEELE,  
*Senate Committee.*

Which was ordered printed.

Mr. Herrington moved to reconsider the vote by which the report of the committee on judiciary, recommending that Senate bill, No. 507, for "An act to amend an act entitled 'an act to incorporate and govern fire,

marine and inland navigation insurance companies doing business in the State of Illinois," do not pass, was concurred in.

Mr. Jones moved to lay the motion to reconsider on the table; which was not agreed to—yeas, 44, nays 50—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Ballow, Bradwell, Branson, Bryant, Crawford, Cronkite, Crosby, Davis, Dement, Dewey, Ferrier, Graham, Granger, Hollenback, Jessup, Johnston, Jones, Marsh, Massie, McGee, Middlecoff, Morrison, Mulvane, Oberly, Olson, Peltzer, Penfield, Plunell, Savage, Sawyer, Scaulan, Shaw, Sheridan, Starr, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Westfall, Mr. Speaker—44.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Blakely, Booth, Casey, Carpenter, Collins, Connolly, Cullerton, Dresser, Efner, Forth, Freeman, Gridley, Griffith, Halpin, Hart, Henry, Herrington, Hite of Madison, Hopkins, Jaquess, Jackson, James, Kann, Kase, Lane of Hancock, Lane of DeWitt, Mann, McDonald, McPherran, Meacham, Mitchell, Moore of Marshall, Moose, Newton, Orendorff, Plowman, Pollock, Pyatt, Quinn, Rankin, Ray, Seena, Soule, Stewart of McLean, Wayman, Webster, Wymore—50.

So the motion to lay on the table was not agreed to.

The question then being on the adoption of the motion to reconsider, it was decided in the affirmative.

On motion of Mr. Shaw,

At 5:50 o'clock P. M., the House adjourned.

#### SEVEN-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

A message from the Senate, by Mr. Ray :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit :

Senate bill, No. 190, for "An act to extend the jurisdiction of constables in incorporated towns and cities."

Senate bill, No. 552, for "An act to appropriate money for the purchase of furniture and bedding for the Illinois Soldiers' Orphans' Home."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and, on the 23rd day of March, 1874, laid before the Governor for his approval, to-wit :

Senate bill, No. 334, for "An act relative to property conveyed, devised or bequeathed to the State in trust for charitable purposes."

Senate bill, No. 443, for "An act to revise the law in relation to the supreme court."

Senate bill, No. 467, for "An act to revise the law in relation to paupers."

Senate bill, No. 468, for "An act to revise the law in relation to quo warranto."

Senate bill, No. 471, for "An act to revise the law in relation to slander and libel."

Senate bill, No. 477, for "An act to revise the law in relation to toll bridges."

Senate bill, No. 480, for "An act to revise the law in relation to the vacation of streets and alleys."

Senate bill, No. 529, for "An act to amend an 'act concerning circuit courts and to fix the times of holding the same in the several counties of the judicial circuits in the State of Illinois, exclusive of Cook,' approved May 2, 1873."

Senate bill, No. 535, for "An act to amend an act entitled 'an act in regard to guardians and wards,' approved April 10, 1872."

Senate bill, No. 597, for "An act making an appropriation for repairing the lock-gates on the Little Wabash river."

A message from the Governor, by Philo J. Beveridge, Private Secretary :

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

Senate bill, No. 359, for "An act to revise the law in regard to estrays and other lost property."

Senate bill, No. 465, for "An act to revise the law in relation to the State militia."

Senate bill, No. 575, for "An act to set off from incorporated towns certain territory which by the county board has been formed into a new town, or part thereof."

By consent, Senate bill, No. 190, for "An act to extend the jurisdiction of constables in incorporated towns and cities,"

Was taken up, read a first time, and ordered to a second reading.

Senate bill, No. 552, for "An act to appropriate money for the purchase of furniture and bedding for the Illinois Soldiers' Orphans' Home,"

Was taken up, read a first time, and ordered to a second reading.

Mr. Starr (by consent) presented a petition of certain citizens of Peoria, protesting against the passage of Senate bill, No. 507, on Insurance; which was referred to the committee on insurance.

Senate bill, No. 483, for "An act to repeal certain acts therein named,"

Was taken up, read a second time, and recommitted to the committee on judiciary.

Mr. Bradwell entered a motion to reconsider the vote by which Senate bill No. 596 was passed.

Mr. Orendorff (by consent) submitted the following resolution :

WHEREAS, By the provisions of an act of the General Assembly, entitled "An act to fund and provide for paying the railroad debts of counties, townships, cities and towns," in force April 16, 1869, and of divers other acts of the General Assembly, the debts of many counties, townships, cities and towns are practically assumed by the State: and whereas many other counties, townships, cities and towns have incurred large debts by authority of law, or have been made chargeable with large debts by the action of the Legislature, so that upon principle of justice such debts should also be assumed by the State: therefore,

*Resolved, by the Senate and House of Representatives, (two-thirds of the members elected to each House concurring therein.)* That the following proposition for an amendment to the ninth (9th) article of the Constitution be submitted to the electors of this State for adoption or rejection, at the next election for members of the General Assembly :

SECTION 13. It is hereby made the duty of the General Assembly to provide by law for the payment by the State of all valid and legal debts of counties, townships, cities and towns, contracted prior to the 8th of August, in the year 1870, for the following purposes: First—For subscriptions to the capital stock for railroad companies and donations in aid of the construction of railroads. Second—For subscriptions and donations to secure the location of any State institution, or for the endowment or support of any State institution. Third—For the erection of court-houses, jails, poor-houses, hospitals or asylums for the insane or the blind; houses of correction or other local prisons, and for the purchase of sites therefor. Fourth—The construction of repairs of levees, embankments or other works to prevent injury from the overflow of rivers, for the enlargement of rivers or canals, for purposes of drainage, and for the construction of public roads and bridges: *Provided*, the provisions of this section shall continue and be in force for five years from and after its adoption, and no longer, and the State shall not be liable for more than the amount that may be legally due upon any debts of any county, township, city or town, at the adoption of this section, nor for a greater rate of interest thereon thereafter

ner and form as appropriations for current expenses for said institution are now paid by law approved April 29, A. D. 1873."

Which was agreed to, yeas 54, nays 44—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Booth, Bradwell, Branson, Bullard, Casey, Carpenter, Collins, Condon, Crawford, Cronkrite, Cullerton, Darnell, Dement, Ferrier, Gridley, Halpin, Hay, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Jessup, Jones, Kann, Lane of Hancock, Mann, Marsh, McGee, McLaughlin, McPherran, Middlecoff, Mitchell, Morrison, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pyatt, Ray, Savage, Scanlan, Senne, Shaw, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Taggart, Wayman, Webster—54.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Blakely, Boreck, Chambers, Connolly, Crosby, Dewey, Dolan, Flanders, Forth, Freeman, Graham, Granger, Grant, Griffith, Hart, Henry, Jaques, Jackson, James, Johnston, Kase, Lane of DeWitt, McDonald, Meacham, Moore of Marshall, Mulvane, Newton, Oakwood, Pinnell, Pollock, Quinn, Rankin, Sheridan, Snow, Streeter, Thomas, Thornton, Warner, Wymore—44.

So the motion to reconsider was agreed to.

The question again being on the adoption of the amendment, it was decided in the affirmative, yeas 54, nays 40—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Boreck, Booth, Bradwell, Branson, Bullard, Casey, Carpenter, Collins, Condon, Crawford, Cronkrite, Cullerton, Darnell, Dement, Ferrier, Gridley, Halpin, Hay, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Jaques, Jessup, Jones, Lane of Hancock, Mann, Marsh, McDonald, McGee, McLaughlin, McPherran, Middlecoff, Mitchell, Morrison, Mulvane, Oleson, Orendorff, Peltzer, Penfield, Ray, Savage, Scanlan, Senne, Shaw, Soule, Starr, Stewart of McLean, Taggart, Wayman, Webster—54.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Blakely, Chambers, Connolly, Dewey, Dolan, Efner, Flanders, Forth, Freeman, Graham, Granger, Grant, Griffith, Hart, Henry, Inscore, Jackson, James, Johnston, Kase, Lane of DeWitt, Massie, Meacham, Moore of Marshall, Newton, Oakwood, Pinnell, Pollock, Rankin, Snow, Stewart of Winnebago, Streeter, Thomas, Thornton, Warner, Wymore—40.

So the amendment was adopted.

The bill was then ordered engrossed for a third reading.

Senate bill, No. 560, for "An act to protect colored children in their rights to attend public schools," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 79, nays 17.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of Grundy, Ballow, Boreck, Bradwell, Branson, Bullard, Carpenter, Chambers, Collins, Condon, Connolly, Crawford, Cronkrite, Dement, Dolton, Efner, Ferrier, Freeman, Graham, Granger, Grant, Gridley, Halpin, Hart, Hay, Henry, Herting, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaques, James, Johnston, Jones, Kann, Kase, Lane of Hancock, Mann, Marsh, Massie, McGee, McLaughlin, McPherran, Middlecoff, Mitchell, Moore of Marshall, Moose, Mulvan, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Pollock, Pyatt, Quinn, Rankin, Ray, Savage, Senne, Shaw, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Warner, Webster, Westfall, Wymore, Mr. Speaker—79.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Casey, Darnell, Dewey, Dolan, Flanders, Forth, Griffith, Jackson, Jessup, McDonald, Meacham, Neville, Newton, Thornton—17.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

House bill, No. 796, for "An act in relation to the assessment and collection of taxes for the year A. D. 1873, in towns, townships, school districts, and incorporated cities, towns and villages, and providing for their validity," was read a third time.

On motion of Mr. Armstrong of LaSalle,

The bill was laid on the table.

On motion of Mr. Johnston,

Senate bills on third reading were taken up.

Senate bill, No. 119, for "An act to fix the liability of common carriers receiving property for transportation," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 80, nays 5.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocock, Bradwell, Bullard, Casey, Carpenter, Chambers, Collins, Condon, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Dresser, Efner, Flanders, Forth, Freeland, Freeman, Graham, Granger, Grant, Gridley, Hart, Hite of St. Clair, Hollenback, Hopkins, Inacore, Jaques, Jackson, Jessup, Johnston, Kann, Kase, Lane of Hancock, Massie, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Mulvane, Newton, Oberly, Oleson, Peltzer, Pinnell, Pollock, Quinn, Savage, Sawyer, Scanlan, Senne, Shaw, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Thomas, Thornton, Walker, Warner, Webster, Westfall, Wymore—80.

Those voting in the negative are,

Messrs. Halpin, Herting, Marsh, Moose, Sheridan—5.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Efner moved to reconsider the vote by which the bill was passed.

On motion of Mr. Johnston,

The motion to reconsider was laid on the table.

Senate bill, No. 541, for "An act to amend section 20 of an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 88, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bocock, Booth, Bradwell, Branson, Bullard, Casey, Carpenter, Chambers, Collins, Condon, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Dresser, Efner, Ferrier, Forth, Freeland, Freeman, Granger, Grant, Gridley, Griffith, Halpin, Hart, Henry, Hite of St. Clair, Hollenback, Hopkins, Inacore, Jaques, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massie, McDonald, McGee, Meacham, Middlecoff, Mitchell, Morrison, Neville, Oberly, Orendorff, Peltzer, Pinnell, Pollock, Pyatt, Quinn, Ray, Savage, Sawyer, Senne, Shaw, Sheridan, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Walker, Webster, Westfall, Wymore, Mr. Speaker—88.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 489, for "An act in relation to the office of chancellor in universities of learning," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 87, nays 7.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocock, Booth, Bradwell, Branson, Bullard, Casey, Carpenter, Chambers, Collins, Condon, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dresser, Efner, Flanders, Freeland, Freeman, Granger, Grant, Griffith, Halpin, Hart, Henry, Herrington, Hite of St. Clair, Hollenback, Hopkins, Inacore, James, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massie, McGee, McLaughlin, Meacham, Middlecoff, Mitchell, Morrison, Mulvane, Newton, Oberly, Oleson, Orendorff, Peltzer, Pinnell, Pyatt, Quinn, Rankin, Ray, Savage, Sawyer, Scanlan, Senne, Shaw, Sheridan, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Walker, Warner, Wayman, Westfall, Wymore, Mr. Speaker—87.

Those voting in the negative are,

Messrs. Darnell, Dolton, Ferrier, Gridley, Jaques, Pollock, Thornton—7.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 296, for "An act to secure the free passage of fish in all the waters in this State," was read a third time.

The bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 87, nays 5.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bocock, Booth, Bradwell, Branson, Casey, Carpenter, Chambers, Collins, Condon, Connolly, Crawford, Cronkite, Crosby, Cullerton, Darnell, Dewey, Dolan, Dolan, Efner, Freeland, Graham, Granger, Gridley, Halpin, Hart, Henry, Herrington, Hildrup, Hollenback, Hopkins, James, Jessup, Johnston, Jones, Kann, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Masie, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Mulvane, Newton, Oberly, Oleson, Peltzer, Penfield, Pinnell, Pollock, Pyatt, Quinn, Rankin, Ray, Savage, Sawyer, Scanlan, Seune, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streator, Taggart, Thomas, Walker, Warner, Wayman, Webster, Westfall, Wymore, Mr. Speaker—87.

Those voting in the negative are,

Messrs. Dement, Forth, Freeman, Griffith, Jaquess—5.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

On motion of Mr. Ballow,

At 12:05 o'clock P. M. the House adjourned to 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

Senate bills on third reading being in order, .

Senate bill, No. 493, for "An act to amend an act entitled 'an act in regard to roads and bridges in counties under township organization,' was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 83, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Condon, Crosby, Cullerton, Davis, Dement, Dolan, Dolton, Efner, Ferrier, Forth, Freeland, Freeman, Graham, Granger, Gridley, Griffith, Halpin, Hart, Henry, Herrington, Hite of Madison, Hite of St. Clair, Hollenback, Jaquess, Jackson, Jessup, Johnston, Kann, Kase, Lane of Hancock, Lane of DeWitt, Marsh, Masie, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moffett, Mulvane, Neville, Newton, Oberly, Oleson, Orendorff, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Quinn, Ray, Savage, Sawyer, Senne, Shaw, Sheridan, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streator, Taggart, Thornton, Warner, Webster, Wymore, Mr. Speaker—83.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 110, for "An act for the relief of the prosecuting attorney of the Alton city court," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 20, nays 66.

Those voting in the affirmative are,

Messrs. Booth, Connolly, Cullerton, Dement, Freeland, Hart, Hay, Herrington, Hite of St. Clair, Jackson, Jessup, Johnston, Middlecoff, Moose, Orendorff, Shaw, Sheridan, Soule, Warner, Wayman—20.



Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Blakely, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Chambers, Collins, Crawford, Cronkite, Crosby, Davis, Dewey, Dolan, Dolton, Eftner, Flanders, Forth, Freeman, Graham, Granger, Grant, Gridley, Halpin, Henry, Herting, Hollenback, Hopkins, Jaquess, Kann, Kase, Lane of Hancock, Lane of DeWitt, Marsh, Massee, McDonald, McGee, McLaughlin, McPherran, Mescham, Mitchell, Moffett, Mulvane, Neville, Newton, Oleson, Peltzer, Pinnell, Pollock, Pyatt, Quinn, Ray, Savage, Sawyer, Starr, Streeter, Taggart, Thornton, Webster, Wymore—66.

The bill, not having received the number of votes required by the constitution, was declared lost.

Mr. Mulvane moved to reconsider the vote by which the bill was lost; which was agreed to.

Mr. Thomas (by consent), from the committee on appropriations, to which was referred Senate bill, No. 614, for "An act making an appropriation for the payment of the claim of A. Paine, for binding the first and second volumes of the report of the Geological Survey of Illinois," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, and the bill ordered to a third reading.

Mr. Inscore (by consent) submitted the following resolution :

*Resolved*, That the use of this Hall be and is hereby granted to Hon. M. C. Quinn, of Peoria, on Wednesday evening, March 25th, for the purpose of delivering a lecture on the subject, "The great malady, Intemperance : how it shall be cured."

Which was adopted.

Mr. Ray moved to reconsider the vote by which Senate bill, No. 393, was ordered to a third reading ; which was not agreed to.

Senate bill, No. 596, for "An act in relation to gas companies," was read a third time.

And the same and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 85, nays 3.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Blakely, Booth, Bradwell, Bryant, Bullard, Casey, Carpenter, Collins, Cronkite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Eftner, Ferrier, Forth, Freeland, Freeman, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hay, Henry, Herrington, Herting, Hite of Madison, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Jessup, Johnston, Kann, Lane of Hancock, Lane of DeWitt, Marsh, Massee, McDonald, McLaughlin, McPherran, Mescham, Middlecoff, Mitchell, Morrison, Moffatt, Neville, Newton, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Pyatt, Rase, Rankin, Ray, Savage, Sawyer, Scanlan, Senno, Shaw, Sheridan, Soule, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Wymore—85.

Those voting in the negative are,

Messrs. Pollock, Starr, Webster—3.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Starr moved to suspend the rules to take up House bill, No. 863, for "An act to amend section thirty of 'an act to incorporate and govern fire, marine and inland insurance navigation and insurance companies doing business in this State,' approved March 11, 1869," from the table; which was not agreed to.

Senate bill, No. 368, for "An act to amend an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," was taken up, and,

On motion of Mr. Ray,

Referred to the committee on judicial department.

Senate bill, No. 270, for "An act to authorize the corporate authorities of any cities in this State, having a population of over two hundred thousand inhabitants, to provide for a supply of illuminating gas," was taken up, and,

On motion of Mr. Cullerton,

Referred to the committee on municipal affairs.

House bills on third reading being in order,

House bill, No. 599, for "An act to provide for the distribution of the agricultural reports of this State," was taken up, and,

On motion of Mr. Bradwell,

Laid on the table.

House bill, No. 729, for "An act concerning county superintendents of schools," was read a third time, and,

On motion of Mr. Dewey,

Laid on the table.

House bill, No. 781, for "An act to establish a court of record in the city of East St. Louis," was taken up, and,

On motion of Mr. Hite of St. Clair,

Laid on the table.

House bill, No. 435, for "An act to amend an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872," was read a third time, and,

On motion of Mr. Ray,

Referred to the committee on judicial department.

House bill, No. 558, for "An act to provide for the payment of the claim of P. W. Harts," was taken up, and,

On motion of Mr. Orendorff,

Laid on the table.

House bill, No. 776, for "An act to make the schedules prepared and published by the railroad and warehouse commissioners *prima facie* evidence in the several courts of this State," was taken up.

Mr. Bradwell moved to lay the bill on the table; which was not agreed to.

Mr. Massie moved that the further consideration of the bill be indefinitely postponed; which was agreed to.

The bill was then read a third time.

Mr. Cassedy moved to make the further consideration of the bill the special order for March 26th; which was not agreed to.

On motion of Mr. Cullerton,

The bill was temporarily laid aside.

House bill, No. 849, for "An act to revise the law relating to the destruction of wild animals," was read a third time.

And the bill and all amendments thereto having first been printed and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 79, nays 17.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Collins, Condon, Cronkrite, Cullerton, Darsel, Dement, Dewey, Dresser, Efner, Ferrier, Freeland, Grant, Gridley, Griffith, Halpin, Hay, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Jackson, James, Jessup, Johnston, Jones, Kann, Kass, Lane of Hancock, Lane of DeWitt, Mann, Marsh, Massie, McDonald, McGee, McLaughlin, Meacham, Middlecoff, Moore of Marshall, Moose, Morrison, Newton, Oakwood, Oberly, Oleson, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Ray, Savage, Sawyer, Scanlan, Senne, Shaw, Starr, Stewart of Winnebago, Streator, Taggart, Walker, Warner, Wayman, Webster, Wymore, Mr. Speaker—79.

Those voting in the negative are,

Messrs. Anderson, Armstrong of Grundy, Cassedy, Chambers, Crawford, Davis, Dolan, Dolts, Flanders, Forth, Graham, Henry, Jaquess, Race, Rankin, Soule, Thomas—17.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

By consent, Senate bill, No. 315, for "An act to revise the law in relation to mortgages of real and personal property," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 100, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Blakely, Bocoock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassedy, Carpenter, Chambers, Collins, Condon, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Dolson, Dresser, Efner, Ferrier, Flanders, Forth, Freeland, Freeman, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hay, Henry, Hite of St. Clair, Hollenback, Hopkins, Jaquess, Jackson, James, Jessup, Johnston, Jones, Kane, Kase, Lane of Hancock, Mann, Marsh, Massie, McDonald, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moose, Morrison, Mofett, Mulvane, Newton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Race, Ray, Savage, Scanlan, Senné, Shaw, Sheridan, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streator, Taggart, Thomas, Thornton, Warner, Wayman, Webster, Westfall, Wymore, Mr. Speaker—100.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred Senate bill, No. 455, for "An act to revise the law in relation to husband and wife," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendments adopted, and the bill ordered to a third reading.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred House bill, No. 576, for "An act in regard to the action of account," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, and the bill read a second time, and ordered engrossed for a third reading.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred House bill, No. 847, for "An act to enable cities to change the boundaries of wards and to establish additional wards," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendments adopted, and the bill ordered engrossed for a third reading.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred House bill, No. 888, for "An act to prevent the licensing of houses of ill-fame and the inspection or medical examination of the inmates thereof in the incorporated cities, towns and villages of this State," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendments adopted, and the bill read a first time and ordered to a second reading.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred Senate bill, No. 507, for "An act to amend an act entitled 'an act to incorporate and govern fire, marine and inland navigation insurance companies doing business in the State of Illinois,'" reported the same back, and recommended that the bill do not pass.

The report of the committee was concurred in, and the bill laid on the table.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred Senate bill, No. 483, for "An act to repeal certain acts therein

named," reported the same back, and recommended that the bill be read a second time, and be recommitted to said committee.

Mr. Armstrong of LaSalle moved that when the House adjourns, it adjourn to meet again at 7:30 o'clock P. M.; which was agreed to.

By consent, Senate bill, No. 330, for "An act making an appropriation for buildings and other improvements for the State Reform School, and for the purchase of stock," was read a third time.

And the bill and all amendments thereto having first been printed, and an emergency being expressed in the body of the bill as "a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 92, nays 13.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Chambers, Condon, Crawford, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Doltton, Dresser, Efner, Ferrier, Freeland, Freeman, Graham, Granger, Gridley, Griffith, Halpin, Hart, Hay, Herrington, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaques, Jessup, Johnston, Jones, Kann, Kase, Lane of Hancock, Mann, Massie, McGee, McLaughlin, Meacham, Middlecott, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvane, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Race, Rankin, Ray, Savage, Sawyer, Senne, Shaw, Sheridan, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Wayman, Webster, Westfall, Wymore, Mr. Speaker—92.

Those voting in the negative are,

Messrs. Blakely, Collins, Cronkite, Dolan, Flanders, Forth, Henry, Jackson, James, Lane of De Witt, Marsh, Newton, Starr—13.

So the bill, not having received the number of votes required by the constitution, was declared lost.

But having received more than a majority of all the votes of the House, the vote was declared reconsidered under the rules.

Mr. Starr moved to strike the emergency clause out of the bill; which was agreed to.

The question again being, "Shall this bill pass?" it was decided in the affirmative—yeas 82, nays 26.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Carpenter, Chambers, Condon, Crawford, Cullerton, Darnell, Davis, Dement, Dewey, Doltton, Dresser, Efner, Ferrier, Freeland, Freeman, Graham, Gridley, Halpin, Hart, Hay, Hertling, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaques, Jessup, Johnston, Kann, Kase, Lane of Hancock, Mann, Massie, McGee, McLaughlin, Meacham, Middlecott, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvane, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Pollock, Pyatt, Quinn, Rankin, Ray, Savage, Scanlan, Senne, Shaw, Sheridan, Soule, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Walker, Warner, Wayman, Webster, Westfall, Mr. Speaker—82.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Blakely, Casey, Collins, Connolly, Cronkite, Crosby, Flanders, Forth, Griffith, Henry, Jackson, James, Jones, Lane of De Witt, Marsh, McDonald, McPherran, Moses, Newton, Plowman, Sawyer, Streeter, Thornton, Wymore—26.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

By consent, House bill, No. 891, for "An act to amend section twenty-two (22) of 'an act concerning jurors, and to repeal certain acts therein named,' approved March 12, 1874,"

Was read a second time, and ordered to a third reading.

Mr. Connolly submitted the following report:

*To the President of the Senate, and*

*Speaker of the House of Representatives:*

The committee of conference on the disagreement of the Senate and House of Representatives on Senate bill, No. 279, for "An act to revise

the law in relation to Secretary of State," make report, recommending as follows:

1. That the House recede from its amendment to section 8.
2. That line 3, in section 5, of printed bill, be amended by inserting after the word "lay," the words "a certified copy of."
3. That line 20, in section 5, of printed bill, be amended by inserting after the word "used," the words "for other than public purposes."
4. That line 26, in section 5, of printed bill, be amended by inserting after the word "Auditor," the words "Superintendent of Public Instruction."
5. That line 29, of section 5, of printed bill, be amended by striking out the words "properly required," and inserting the words "so directed by resolution of the General Assembly, or either branch thereof."
6. That the following sections be inserted between sections 8 and 9, to-wit:

"§ 9. Whenever any bill which shall have passed both houses of the General Assembly shall be returned by the Governor, with his objections thereto, and, upon reconsideration, shall pass both houses by the constitutional majority, it shall be authenticated as having become a law, by a certificate thereon, to the following effect, viz: This bill having been returned by the Governor, with his objections thereto, and after reconsideration having passed both houses by the constitutional majority, it has become a law this ..... day of ....., A. D. ....; which, being signed by the President of the Senate and Speaker of the House of Representatives, shall be deemed a sufficient authentication thereof, and the bill shall, thereupon, be deposited with the laws in the office of the Secretary of State."

"§ 10. Whenever any bill which shall have passed both houses of the General Assembly and shall not be returned by the governor, or filed with his objection in the office of the Secretary of State, as required by section sixteen (16), of article five (5), of the constitution, it shall be the duty of the Secretary of State to authenticate the same by a certificate thereon, to the following effect, as the case may be, viz: This bill having remained with the Governor ten days, Sundays excepted, the General Assembly being in session, or the Governor having failed to return this bill to the General Assembly during its session, and having failed to file it in my office with his objections within ten days after the adjournment of the General Assembly, it has thereby become a law. Witness my hand this .... day of ....., A. D. ...."

7. That section 9, in printed bill, be renumbered section 11.

JAMES A. CONNOLLY,  
N. R. CASEY,  
W. W. WARNER,  
*House Committee.*

A. STABNE,  
O. B. STEELE,  
*Senate Committee.*

Which was ordered printed.

Mr. Herrington moved to reconsider the vote by which the report of the committee on judiciary, recommending that Senate bill, No. 507, for "An act to amend an act entitled 'an act to incorporate and govern fire,

marine and inland navigation insurance companies doing business in the State of Illinois," do not pass, was concurred in.

Mr. Jones moved to lay the motion to reconsider on the table; which was not agreed to—yeas, 44, nays 50—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Ballow, Bradwell, Branson, Bryant, Crawford, Cronkrite, Cray Davis, Dement, Dewey, Ferrier, Graham, Granger, Hollenback, Jessup, Johnston, Jones, Marsh, Masie, McGee, Middlecoff, Morrison, Mulvane, Oberly, Oleson, Peltzer, Penfield, Pinnell, Savage, Savert, Scanlan, Shaw, Sheridan, Starr, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Walker, Warner, Westfall, Mr. Speaker—44.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Blakely, Best Casey, Carpenter, Collins, Connolly, Cullerton, Dresser, Efner, Forth, Freeman, Gridley, Griffith, Ripin, Hart, Henry, Harrington, Hite of Madison, Hopkins, Jaques, Jackson, James, Kann, Kase, Law of Hancock, Lant of DeWitt, Mann, McDonald, McPherran, Meacham, Mitchell, Moore of Marshall, Moose, Newton, Orndorff, Plowman, Pollock, Pyatt, Quinn, Rankin, Ray, Seene, Soule, Stewart of McLean, Wayman, Webster, Wymore—30.

So the motion to lay on the table was not agreed to.

The question then being on the adoption of the motion to reconsider, it was decided in the affirmative.

On motion of Mr. Shaw,

At 5:50 o'clock P. M., the House adjourned.

#### SEVEN-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

A message from the Senate, by Mr. Ray :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit :

Senate bill, No. 190, for "An act to extend the jurisdiction of constables in incorporated towns and cities."

Senate bill, No. 552, for "An act to appropriate money for the purchase of furniture and bedding for the Illinois Soldiers' Orphan Home."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and, on the 23rd day of March, 1874, laid before the Governor for his approval, to-wit :

Senate bill, No. 334, for "An act relative to property conveyed, devised or bequeathed to the State in trust for charitable purposes."

Senate bill, No. 443, for "An act to revise the law in relation to the supreme court."

Senate bill, No. 467, for "An act to revise the law in relation to passports."

Senate bill, No. 468, for "An act to revise the law in relation to quo warranto."

Senate bill, No. 471, for "An act to revise the law in relation to slander and libel."

Senate bill, No. 477, for "An act to revise the law in relation to toll bridges."

Senate bill, No. 480, for "An act to revise the law in relation to the vacation of streets and alleys."

Senate bill, No. 529, for "An act to amend an 'act concerning circuit courts and to fix the times of holding the same in the several counties of the judicial circuits in the State of Illinois, exclusive of Cook,' approved May 2, 1873."

Senate bill, No. 535, for "An act to amend an act entitled 'an act in regard to guardians and wards,' approved April 10, 1872."

Senate bill, No. 597, for "An act making an appropriation for repairing the lock-gates on the Little Wabash river."

A message from the Governor, by Philo J. Beveridge, Private Secretary :

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

Senate bill, No. 359, for "An act to revise the law in regard to estrays and other lost property."

Senate bill, No. 465, for "An act to revise the law in relation to the State militia."

Senate bill, No. 575, for "An act to set off from incorporated towns certain territory which by the county board has been formed into a new town, or part thereof."

By consent, Senate bill, No. 190, for "An act to extend the jurisdiction of constables in incorporated towns and cities,"

Was taken up, read a first time, and ordered to a second reading.

Senate bill, No. 552, for "An act to appropriate money for the purchase of furniture and bedding for the Illinois Soldiers' Orphans' Home,"

Was taken up, read a first time, and ordered to a second reading.

Mr. Starr (by consent) presented a petition of certain citizens of Peoria, protesting against the passage of Senate bill, No. 507, on Insurance; which was referred to the committee on insurance.

Senate bill, No. 483, for "An act to repeal certain acts therein named,"

Was taken up, read a second time, and recommitted to the committee on judiciary.

Mr. Bradwell entered a motion to reconsider the vote by which Senate bill No. 596 was passed.

Mr. Orendorff (by consent) submitted the following resolution :

WHEREAS, By the provisions of an act of the General Assembly, entitled "An act to fund and provide for paying the railroad debts of counties, townships, cities and towns," in force April 16, 1869, and of divers other acts of the General Assembly, the debts of many counties, townships, cities and towns are practically assumed by the State: and whereas many other counties, townships, cities and towns have incurred large debts by authority of law, or have been made chargeable with large debts by the action of the Legislature, so that upon principle of justice such debts should also be assumed by the State; therefore,

Resolved, by the Senate and House of Representatives, (two-thirds of the members elected to each House concurring therein,) That the following proposition for an amendment to the ninth (9th) article of the Constitution be submitted to the electors of this State for adoption or rejection, at the next election for members of the General Assembly :

SECTION 13. It is hereby made the duty of the General Assembly to provide by law for the payment by the State of all valid and legal debts of counties, townships, cities and towns, contracted prior to the 8th of August, in the year 1870, for the following purposes: First—For subscriptions to the capital stock for railroad companies and donations in aid of the construction of railroads. Second—For subscriptions and donations to secure the location of any State institution, or for the endowment or support of any State institution. Third—For the erection of court-houses, jails, poor-houses, hospitals or asylums for the insane or the blind; houses of correction or other local prisons, and for the purchase of sites therefor. Fourth—The construction of repairs of levees, embankments or other works to prevent injury from the overflow of rivers, for the enlargement of rivers and canals, for purposes of drainage, and for the construction of public roads and bridges: *Provided*, the provisions of this section shall continue and be in force for five years from and after its adoption, and no longer; and the State shall not be liable for more than the amount that may be legally due upon any debts of any county, township, city or town, at the adoption of this section, nor for a greater rate of interest thereon thereafter

than six per cent. per annum : and the General Assembly shall have power to prescribe the time of payment thereof; and any creditor of any county, township, city or town who accepts the provisions of this section, shall release his or her claim in full to the State of Illinois, and the same shall be thereby extinguished.

By consent, Senate bill, No. 537, for "An act to provide for the payment of the registered indebtedness of counties, townships, cities and towns,"

Was read a second time, and referred to the committee on judiciary.

On motion of Mr. Bradwell,

At 9 o'clock P. M., the House adjourned.

## TUESDAY, MARCH 24, 1874.

The House met at the regular hour.

Prayer by the Rev. Mr. Worrall.

The journal of yesterday was being read, when,

On motion of Mr. Starr,

The further reading of the same was dispensed with.

On motion of Mr. Johnston,

Senate bill, No. 558, for "An act to amend section 20 of an act entitled 'an act concerning conveyances,' approved March 29, 1872,"

Was read a second time, and ordered to a third reading.

On motion of Mr. Starr,

Senate bill, No. 552, for "An act to appropriate money for the purchase of furniture and bedding for the Illinois Soldiers' Orphan Home,"

Was read a second time and ordered to a third reading.

By consent, Senate bill, No. 110, for "An act for the relief of the prosecuting attorney of the Alton city court," was taken up.

Mr. Quinn moved to refer the bill to the committee on contingent expenses; which was agreed to.

By consent, Senate bill, No. 472, for "An act to revise the law in relation to State contracts was read a third time.

And the bill and all the amendments thereto having first been printed and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 112, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocoek, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Condon, Crawford, Cronkite, Crosby, Darnell, Davis, Deane, Dewey, Dolan, Dolton, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hart, Hawes, Hay, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Jessup, Johnston, Jones, Kann, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Lietze, Loman, Mann, Marsh, Maasie, McAdams, McDonald, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Mulvane, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Peltzer, Penfield, Pinnell, Plowman, Pollock, Quinn, Race, Ray, Rogers, Savage, Sawyer, Scanlan, Scott, Seune, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Street, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Westfall, Wicker, Wymore, Mr. Speaker—112

Messrs. Henry and Rankin voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.



The House resumed the unfinished business of yesterday, being the consideration of the report of the committee on judiciary, recommending that Senate bill, No. 507, for "An act to amend an act entitled 'an act to incorporate and govern fire, marine and inland navigation insurance companies doing business in the State of Illinois,'" do not pass.

Mr. Savage moved to refer the bill and the amendments submitted by the committee on insurance to the committee on judicial department; which was not agreed to.

The question then being on concurring in the report of the committee on judiciary, it was decided in the negative, yeas 41, nays 71—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Bocoock, Bradwell, Branson, Bryant, Chambers, Crawford, Cronkrite, Darnell, Davis, Dement, Ferrer, Graham, Granger, Grant, Hay, Hollenback, Jaques, Jessup, Johnston, Jones, Kase, Lewis, Marsh, Massie, Middlecoff, Moore of Adams, Nulton, Oberly, Savage, Sawyer, Scanlan, Shaw, Snow, Stewart of Winnebago, Streeter, Taggart, Thomas, Warner, Westfall, Wicker—41.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Ballow, Bullard, Casey, Carpenter, Collins, Condon, Connolly, Crosby, Cullerton, Dewey, Dolan, Dulton, Dresser, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Gridley, Griffith, Halpin, Hart, Hawes, Henry, Herrington, Hopkins, Incore, Jackson, James, Kunn, Lane of Hancock, Lane of DeWitt, Lietze, Lomax, Mann, McDonald, McGee, McLaughlin, Meacham, Mitchell, Moore of Marshall, Moose, Morrison, Mulvane, Neville, Newton, Oakwood, Oleson, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Rankin, Ray, Rogers, Scott, Senne, Soule, Stroud, Wayman, Webster, Wymore, Mr. Speaker—71.

So the report of the committee was not concurred in.

On motion of Mr. Mann,

The amendments submitted by the committee on insurance were taken up and adopted.

Mr. Cronkrite submitted the following amendment:

Strike out of section 34, as amended by the bill, the words "five years," and insert the words "two years."

Which was adopted.

Mr. Starr submitted the following amendment:

Strike out the word "conclusive," in line 10, section 2, and insert "*prima facie*."

On motion of Mr. Oleson,

The amendment was laid on the table.

Mr. Johnston submitted the following amendment:

Add to the proviso submitted by the insurance committee, the words "or household and kitchen furniture."

Which was not adopted.

Mr. Hay submitted the following amendment:

Insert after the word "conclusive," in line 18, original bill, the words "unless otherwise agreed between the parties."

Which was not adopted.

Mr. Crawford submitted the following amendment:

Add after the word "suit," in line 19, the words "on policies of insurance."

Which was adopted.

The bill was then ordered to a third reading.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on the 24th day of March, 1874:

House bill, No. 891, for "An act to amend section twenty-two (22) of an act concerning jurors, and to repeal certain acts therein named, approved March 12, 1874."

House bill, No. 642, for "An act to revise the law in relation to the Illinois and Michigan Canal, and for the improvement of the Illinois and Little Wabash rivers."

By consent, House bill, No. 891, for "An act to amend section twenty-two (22) of 'an act concerning jurors, and to repeal certain acts therein named, approved March 12, 1874,'" was read a third time.

And the bill, and all the amendments thereto, having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 113, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Barker, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassedy, Carpenter, Chamberlain, Collins, Condon, Crawford, Crosby, Culerton, Davis, Dement, Dewey, Dolan, Dolton, Dresser, Eise, Ferrier, Flanders, Forth, Freeland, Freeman, Graham, Granger, Grant, Gridley, Halpin, Hart, Hava, Hay, Henry, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaques, Jackson, Jessup, Johnston, Jones, Kann, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Lietze, Lomax, M. Marsh, Massie, McAdams, McDonald, McGee, Meacham, Middlecott, Mitchell, Moore of Marshall, Moore of Adams, Moose Morrison, Moffett, Mulvane, Neville, Newton, Nulton, Oberly, Oleson, Osdorf, Peltzer, Pentfield, Pinnell, Pollock, Pyatt, Quinn, Race, Ramey, Rankin, Ray, Rogers, Sawyer, Scanlan, Scott, Senne, Shaw, Sheridan, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Warner, Wayman, Webster, Wicker, Wyman. Mr. Speaker—113.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

On motion of Mr Ray,

The rules were suspended, and Senate bill, No. 522, for "An act authorizing the trustees of the State Reform School to lease the labor of the inmates,"

Was read a second time, and ordered to a third reading.

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

Senate bill, No. 334, for "An act relative to property conveyed, devised or bequeathed to the State in trust for charitable purposes."

Senate bill, No. 443, for "An act to revise the law in relation to the supreme court."

Senate bill, No. 468, for "An act to revise the law in relation to warrants."

Senate bill, No. 471, for "An act to revise the law in relation to slander and libel."

Senate bill, No. 477, for "An act to revise the law in relation to toll bridges."

Senate bill, No. 535, for "An act to amend an act entitled 'an act in regard to guardians and wards,' approved April 10, 1872."

Senate bill, No. 529, for "An act to amend 'an act concerning circuit courts, and to fix the times of holding the same in the several counties of the judicial circuits in the State of Illinois, exclusive of Cook, approved May 2, 1873.'"

Senate bill, No. 597, for "An act making an appropriation for repairing the lock-gates on the Little Wabash river."

Senate bill, No. 467, for "An act to revise the law in relation to paupers."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 611, for "An act to prevent the licensing of houses of ill-fame and the official inspection or medical examination of the inmates of the same."

Senate bill, No. 458, for "An act to revise the law in relation to licensing of and against the evils arising from the sale of intoxicating liquors."

Senate bill, No. 584, for "An act to enable the board of supervisors of Lawrence county to acquire title to the south part of the south-west quarter of section No. three, town two north, range eleven west, seventy-three acres, and to hold and dispose of the same for the use of the pauper fund of said county."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in their amendments to the Senate amendments to House bill, No. 203, for "An act to provide for fencing railroads, and to secure the safety of persons and property, their prompt transportation, the proper making up of trains, and the management and running of locomotive engines and cars."

And that the Senate has receded from their amendments, in which the House of Representatives refused to concur.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled on the 24th day of March, 1874; and laid before the Governor for his approval, viz :

Senate bill, No. 528, for "An act to reimburse the county of McLean the sum of four thousand eight hundred and fifty dollars in abatement of taxes for the year 1872."

Senate bill, No. 541, for "An act to amend section 20 of an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873."

Senate bill, No. 565, for "An act to provide a fund for the relief of members of police and fire departments, in incorporated cities, wounded or disabled in the discharge of their duties, and for the relief of the surviving family of any member of said departments killed while on duty."

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled on the 24th day of March, 1874, laid before the Governor for his approval, viz :

Senate bill, No. 478, for "An act to revise the law in relation to township insurance companies."

Senate bill, No. 26, for "An act to reorganize the Illinois State horticultural society."

Senate bill, No. 280, for "An act to revise the law in relation to change of venue."

Senate bill, No. 560, for "An act to protect colored children in their rights to attend public schools."

Senate bill, No. 295, for "An act to revise the law in relation to the rate of interest."

Senate bill, No. 441, for "An act to revise the law in relation to county clerks."

Senate bill, No. 459, for "An act to revise the law in relation to mines."

Senate bill, No. 475, for "An act to revise the law in relation to telegraph companies."

Senate bill, No. 479, for "An act to revise the law in relation to universities, colleges, academies, and other institutions of learning."

Senate bill, No. 481, for "An act to revise the law in relation to toll roads."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit :

Senate bill, No. 577, for "An act to amend sections 1, 2, 4, 7, 9 and 12 of an act entitled 'an act for the registry of electors and to prevent fraudulent voting,' approved February 15, 1865, and to repeal section 10 of said act."

Senate bill, No. 591, for "An act to further provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage a bill of the following title, to-wit :

House bill, No. 730, for "An act to amend an act entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto,' and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved April 7, A. D. 1871," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 557, for "An act to empower the Auditor to draw warrants for unexpended money heretofore appropriated to the Institution for the Education of the Blind, and for a further appropriation to said institution."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed on the 23d day of March, 1874 :

House bill, No. 844, for "An act to provide for 'an act compelling circuit, county and probate court clerks to record reports of sales made by masters-in-chancery and special commissioners.'"

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 24th day of March, 1874, laid before the Governor for his approval, viz :

House bill. No. 685, for "An act to revise the law in relation to cheats."

House bill, No. 606, for "An act to revise the law in relation to attachments of boats, vessels and rafts."

House bill, No. 654, for "An act to amend an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' approved March 30, 1872."

House bill, No. 763, for "An act to amend section 35 of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

By consent, Senate bills on first reading were taken up.

Senate bill, No. 611, for "An act to prevent the licensing of houses of ill-fame and the official inspection or medical examination of the inmates thereof in the incorporated cities, towns and villages of this State,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 584, for "An act to enable the board of supervisors of Lawrence county to acquire title to the south part of the southwest quarter of section number three, town two north, range eleven west, seventy-three acres, and to hold and dispose of the same for the use of the pauper fund of said county,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 577, for "An act to amend sections 1, 2, 4, 7, 9 and 12 of an act entitled 'an act for the registry of electors and to prevent fraudulent voting,' approved February 15, 1865, and to repeal section 10 of said act,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 458, for "An act to provide for the licensing of and against the evils arising from the sale of intoxicating liquors,"

Was read a first time, and referred to the special committee on temperance.

Senate bill, No. 591, for "An act to further provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,"

Was read a first time, and referred to the committee on appropriations.

Senate bill, No. 557, for "An act to empower the Auditor to draw his warrants for unexpended money heretofore appropriated to the Institution for the Education of the Blind, and for a further appropriation to said institution,"

Was read a first time, and referred to the committee on appropriations.

On motion of Mr. Armstrong of LaSalle,  
At 12:30 P. M. the House adjourned until 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

On motion of Mr. Armstrong of LaSalle,

House bill, No. 642, for "An act to revise the law in relation to the Illinois and Michigan canal," was read a third time.

And the bill and all amendments thereto having first been printed and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 97, nays 5.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Bartle, Bradwell, Branson, Bullard, Casey, Cassedy, Carpenter, Chambers, Collins, Crawford, Cronkite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolon, Dolton, Dresser, Efner, Ewing, Ferrier, Fieders, Freeland, Freeman, Graham, Granger, Gridley, Halpin, Hart, Hawes, Hay, Herrington, Hertel, Hite of Madison, Hollenback, Hopkins, Inscore, Jackson, Johnston, Kann, Kase, Lane of Hancock, Lane of DeWitt, Lomax, Marsh, McAdams, McGee, McLaughlin, McPherran, Meacham, Middlecott, Mitchell, Moose, Morrison, Moffett, Mulvane, Nulton, Oakwood, Oberly, Oleson, Peltzer, Pettibone, Pinnell, Plowman, Pollock, Quinn, Race, Rankin, Ray, Rogers, Sawyer, Scanlan, Scott, Senne, Shaw, Sheridan, Snow, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Thorton, Walker, Warner, Wayman, Webster, Wicker, Wymore, Mr. Speaker—97.

Those voting in the negative are,

Messrs. Blakely, Forth, Lietze, Massie, Moore of Marshall—5.

So the bill was declared passed.

Ordered that the title be as aforesaid, that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Barkley (by consent) submitted the following report:

To THE HON. SHELBY M. CULLOM, *Speaker*,

*And the Members of the House of Representatives:*

SIRS: Your committee on printing, to whom were referred the accompanying resolutions, marked "A" and "B," have carefully investigated the matters therein referred to, and beg leave to report as follows:

The resolution marked "A" is somewhat indefinite in its language, and we presume it seeks to bring before the House a statement of the number of volumes of the various public documents that have been bound in styles not contemplated by the law; and also the method by which the prices of such extra binding is determined.

In answer to the first of these questions, we find the number of volumes bound in extra binding, and the cost thereof, to be as follows:

Superintendent of Public Instruction, 1,000 volumes, at 58 cents .....	\$58 00
Industrial University, 2,500 volumes, at 58 cents .....	1 49 00
Public Charities, 1,000 volumes, at 58 cents .....	58 00
Railroad and Warehouse Commissioners, 3,000 volumes, at 58 cents .....	1 74 00
Department of Agriculture, 10,000 volumes, at 58 cents .....	5 80 00
Insurance Report, 750 volumes, at 58 cents .....	43 50
<b>Total cost of cloth binding of octavo volumes .....</b>	<b>\$123 90</b>
Geological Report, 3,000 volumes, at \$2 00 .....	6 00 00
Revision Bills, 228 volumes, at \$2 50 .....	570 00
	<b>\$17, 15 90</b>

Among the extra bindings may be included 500 copies of the session laws of 1873, bound in law-sheep, and 5,500 copies of the same in the paper sides. For the former, the contractor for binding claims \$1 5 per volume, but the commissioners of public printing, (as shown in report of the Secretary of State to this committee,) have estimated the price at 58 cents per volume. The contractor for binding claims that the binding of the session laws, before the final adjournment of the General Assembly, is irregular and not contemplated in the contract consequently, for the 5,500 copies of the laws of the first session of the present General Assembly, Mr. Rokker, the public binder, claims extra rates. For this work, Mr. Rokker charges 40 cents per volume, while the report of the Secretary of State shows that the commissioners have held the contractor to the terms of the contract, i. e., 1½ cents per 100 pages, or about 3¼ cents per volume.

Of the Senate and House Journals of 1873, 225 copies of each have been bound in law-sheep backs and covers, and comb-marble sides. For this work Mr. Rokker has been allowed 58 cents per volume.

The commissioners of public printing, in obedience to the wishes of the various departments and institutions, and in accordance with former usage, ordered these extra bindings.

That the commissioners deemed this extra work for the best interests of the State, we have no reason to doubt. Of the method of fixing the price of such extra bindings, and the authority for ordering such work, the commissioners report as follows, through the Secretary of State:

“The commissioners of public printing, after due consideration and inquiry, fixed the price to be paid the State binder for all jobs of this class of binding ordered by the agricultural department, and by the various State departments mentioned below, at fifty-eight cents per volume, which is believed to be a much less figure than has heretofore been paid for the same kind of work. As will be ascertained by reference to the copies of the reports sent herewith, a certain number of the Reports of the Auditor, Superintendent of Public Instruction, Board of Public Charities, Industrial University, and Board of Railroad and Warehouse Commissioners are bound in cloth and paid for at fifty-eight cents per volume. The right to have such extra work done, for a limited number of volumes, for the purpose of exchanges, by the various State departments, has never been questioned, and by precedent has become a section of the law of courtesy, as it is for the purpose of properly carrying into effect those little acts of courtesy paid by one officer of the State to the other State officers, members of the General Assembly, and to officers of other states and territories, and for use of the various public libraries in this and other states to which they are sent. A sufficient number of copies of the laws of 1873, passed at the first session of the present General Assembly, and also of the journals, for the use of members, were finished in a more substantial binding. The authority for this extra binding is acknowledged by the commissioners of printing to be in the State officers; and in the estimates made for such extra binding, the prices fixed by the commissioners of public printing have been my guide in making the foregoing estimates.”

The rate fixed by the commissioners for the cloth binding of octavo volumes, (58 cents) is, we find, 17 cents less than such work has ever before been obtained by the State; yet it is almost double the maximum rate fixed by the committee, for such work, in the bill now pending in this House.

The excessive prices heretofore allowed for these extra bindings have induced bidders for public binding to fix the prices of much regular work at figures below cost, expecting to make sufficient profit on the agricultural report, and similar bindings, to compensate for the money lost on the work included in the contract.

The amount of regular binding done by the contractor, under the contract with the State, or in course of completion, is approximately as follows: of the volumes of reports, 10,000 volumes; of the Journals of the two Houses, 7,000 volumes. To which may be added 8,000 volumes of the Laws, unless the Revised Statutes be published in lieu thereof. Under the contract the binding of these 25,000 volumes, will probably cost the State an average of 12 cents per volume.

Of the pamphlet-work, with paper covers, the binder has executed orders to the amount of \$2,100, at the rate of 1 cent per 100 pages.

Of bills, 1,500,000 pages have been folded, stitched and trimmed, for the gross sum of \$75, being at the rate of one-half cent per 100 pages.

Of the third class of binding—reports and documents without covers—comparatively little work has been ordered, amounting probably to not more than \$25 or \$30. Of this class of work the binder folds stitches and trims 1,600 pages for one cent. In connection with this class of work, it is proper to state that the specifications for the books in blue paper covers are not as definite as they should be. The contract reads as follows: "For binding the laws, journals and reports with leather backs and substantial pasteboard sides, and covering the sides with blue paper, 1½ cents per 100 pages."

In this clause of the contract nothing is said about trimming such work, and Mr. Rokker is of the opinion that he could *technically* claim an additional one-sixteenth of a cent for trimming, under the fourth clause of the contract, which reads as follows:

"For folding, stitching and trimming the edges of reports and other documents, one-sixteenth cent per 100 pages."

We are of the opinion that this additional compensation should not be allowed, and in justice to Mr. Rokker, will say that he does not claim that the spirit of the contract will justify this charge, and that he will not claim such additional compensation.

The total estimated cost of binding, from January 1, 1873, to February 1, 1874, may be summarized as follows:

Octavo volumes, in cloth.....	\$10.35
Geological Survey.....	2.00
Revision Bills.....	1.00
Paper cover pamphlets.....	2.00
Pamphlets, without covers.....	5
	\$15.35

In the Secretary of State's report, the total cost of binding to February 1st, 1874, was, in round figures, \$24,000. This would show that almost \$5,000 was charged the State for miscellaneous work—such as binding record-books for the various executive departments, the transcript Journals of the House and Senate, record books of clerks of the two houses, and other work necessary for the various departments.

In answer to the queries of resolution marked "A" we find that the total cost of the 10th volume of the Report of the Department of Agriculture, is \$9,730 50, for ten thousand volumes. This does not include the binding of two hundred volumes in morocco, for which Mr. Rokker claims \$300, or \$1 50 per volume.

The various biennial reports of the different boards, made to the Governor during the term of the present General Assembly, have cost as follows:

Report of Soldiers' Orphans' Home.....	\$253.85
Institution for the Deaf and Dumb.....	228.40
Blind.....	85.20
Feeble-mind Children.....	354.50
Illinois Hospital for the Insane.....	256.70
Northern Insane Hospital.....	221.60
Southern Insane Asylum.....	54.50
Commissioners of Penitentiary.....	419.15
Public Charities.....	1,709.30
State Reform School.....	91.80
Illinois Industrial University, 1873.....	3,032.24
1873.....	1,627.67
Railroad and Warehouse Commissioners.....	4,132.55
Canal Commissioners.....	422.30
Commissioners of New State House.....	151.60
Proceedings of State Board of Equalization.....	2,220.00
Schedule of Tariff Rates for Railroad and Warehouse Commissioners: estimated cost of advertisement.....	6,654.00

Many of the reports we deem unnecessarily lengthy. This feature of printing expenditure will be obviated by the passage of the State Contract bill, now pending in this House.



We find that the binding which has been done under the contract, has been executed in accordance with the law, except that a large number of reports have been sawed and glued, when the law requires them to be stitched. For the smallest pamphlets this kind of binding is not objectionable, but for the larger work it is almost worthless.

In fixing the prices for the cloth binding, the commissioners, doubtless acted in accordance with the fullest information in their possession.

While the price fixed is excessive, yet, in view of the losing figures at which the contractor for binding must do much other work, we do not regard the binding contract, taken as a whole (as construed by the Commissioners of Printing), as unfair to the State. By the action of the board, the law-sheep bindings have been fixed at the same price of the English cloth. We recommend that the same price (58 cents per volume) be fixed for all extra binding of octavo sizes, and also for the revision committee's bills.

The binding of the 5,500 copies of the session laws in blue paper should also be paid for as regular work, under the contract, at the rate of one and one-half cents per 100 pages. This is in accordance with the commissioners' construction of the law, and reduces the binder's figures from \$2,200 to less than \$200.

The custom that has obtained, for several years past, of averaging the public binding—making the high prices of one class of work compensate for the loss on the other classes—is objectionable. The prevention of a recurrence of such methods is one of the ends sought to be obtained by the bill in relation to State contracts, now pending in the House.

All of which is respectfully submitted; and, in accordance with the views herein expressed, we recommend the adoption of the accompanying joint resolution.

D. W. BARKLEY,  
A. ORENDORFF,  
F. K. GRANGER,  
CYRUS BOCOCK,  
S. Y. THORNTON,  
WM A. GEANT,  
JOHN W. PYATT,  
JOHN H. OBEELY,  
F. A. LEITZE.

*Resolved by the House of Representatives, the Senate concurring herein.* That the Commissioners of State Printing be and they are hereby instructed to settle with the contractors for State binding on the following basis: for the session laws of 1873, bound with pasteboard sides covered with blue paper at the rate of one and one-half cents for one hundred pages, as per contract; for work not included in the contract, on the following basis: for all octavo volumes bound in English cloth, or full law sheep, or law-sheep back and corners, and comb-marble sides, at the rate of fifty-eight cents per volume; for the Revision Committee's bills, at the rate of fifty-eight cents per volume.

Which was ordered printed.

Mr. Bradwell submitted the following minority report from the committee on printing:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

The undersigned, member of your printing committee, to which was referred the resolutions in relation to the public binding, not concurring in the report of the committee, submits the following minority report:

It appears that much of the binding for the State is not done in a good, substantial and workmanlike manner. Quite a number of even

the large pamphlets are neither stitched nor sewed, as provided in the contract, but sawed and glued.

That the law only provides for two kinds of binding—the one with pasteboard sides and leather backs, the other with paper covers.

That a practice has existed for many years, without the warrant of law, of having a large number of reports bound in cloth at an extravagant price, the contractor bidding for the public binding at a very low figure, with the expectation of receiving at least three times what it is worth for doing this extra work in cloth. This practice, in the opinion of the minority of your committee, destroys honest competition, is injurious to the interests of the State, and ought at once to cease.

That the present commissioners of public printing, in accordance with a custom which has long existed, fixed the price of this extra binding in cloth at fifty-eight cents per volume, which price, although lower than that paid in former years, was much more than it was worth, and this class of binding could be done for from fifteen cents to twenty-five cents per volume. [See Printed Evidence, pp. 29, 106, 215.]

That the public binder has bound thirteen thousand three hundred volumes in cloth, which, at fifty-eight cents per volume, makes eleven thousand one hundred and ninety-four dollars; that these volumes, at twenty-five cents per volume, would only amount to four thousand eight hundred and twenty-five dollars.

That the price fixed by the commissioners is at least six thousand three hundred and sixty-nine dollars more than the public binder should receive for this work, and that in the opinion of the minority of your committee, there can be no good reason shown why he should receive more than a reasonable price for doing this extra binding in cloth.

That upon examination and comparison, it appears that the reports of the horticultural society (which now number seven volumes, published by that society, are in size fully equal to an average of the volumes bound by the public binder, and in quality of binding superior,) never cost over twenty-three cents per volume; that the sixth volume was bound for less than twenty-two cents, and the seventh for nineteen and one-half cents per volume.

That the State, having accepted and used these books, ought to pay what it was reasonably worth to bind them, and no more.

That the commissioners of public printing had no power or authority to bind the State to pay a higher rate.

That it is evident that the committee on printing, and the members of this House, regard fifty-eight cents per volume for this cloth binding as an extravagant price, from the fact that the bill reported unanimously from the committee, fixing the maximum price for this cloth binding at thirty cents per volume, has been passed by the House.

That the minority of your committee cannot concur in the report of the committee, which allows the public binder near three times what this extra cloth binding is worth, because he happens to be the assignee of a bidder who secured the public binding at a low figure.

The undersigned, although acknowledging that this custom has existed for many years, and that the present printing commissioners have reduced the price of this class of binding below that fixed by any of their predecessors, believes that the General Assembly should condemn this practice in such an emphatic manner, as to forever prevent its recurrence; and would therefore recommend that the accompanying joint resolution be passed, instructing the printing commissioners, as it

appears from this report that there has been no final settlement with the public binder, to re-state the account, and allow him, instead of fifty-eight cents for each volume bound in cloth, not to exceed twenty-five cents.

JAMES B. BRADWELL,

*Resolved by the House of Representatives, the Senate concurring herein* That the Commissioners of public printing be, and they are hereby instructed to re-state the account of the public binder, and to allow him not to exceed twenty-five cents per volume for binding in cloth, instead of fifty-eight cents per volume, as charged in the account; and for all extra work only a reasonable price.

(Copy of resolution marked "A.")

WHEREAS, The report of the Secretary of State shows expenditures in excess of what would seem to be necessary in the matter of printing and binding, and supplies of stationery; therefore be it

*Resolved*, That the committee on printing be instructed to inquire into the method of making estimates as to the quantity of material, style of binding, and the prices thereof; and as to the number of printed reports of the various State officers and commissioners, and journals and other public documents of the House, where the same is not limited or specified by law, and report a bill to this House limiting expenditures and providing for greater economy, if such should be found necessary; and that the Secretary of State be required to furnish said committee all the information in his power whereby this resolution may be carried into effect.

Passed House of Representatives, January...

DANIEL SHEPARD,  
Clerk House of Representatives.

(Copy of resolution marked "B.")

WHEREAS, There is a report in circulation that the printing of the report of the State Board of Agriculture has cost the State over \$11,000 and that the printing of the Railroad and Warehouse Board has cost over \$8,000; therefore,

*Resolved*, That the committee on printing be instructed to report to this House what is the expense of printing the several reports of the different boards in the State, and also give their views as to the value of said report; that the committee be also instructed to investigate the cost of the binding done for the State, and whether it is done in accordance with the contract; and that the committee have power to send for persons and papers.

Adopted January 19, 1874.

Which was ordered printed.

House bills on third reading being in order,

House bill, No. 844, for "An act to provide for 'an act compelling circuit, county and probate court clerks to record reports of sales made by masters-in-chancery and special commissioners,'" was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 95, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Blakely, Bocock, Booth, Bradwell, Branson, Bullard, Casey, Cassidy, Carpenter, Chambers, Collins, Condon, Crosby, Cullerton, Davis, Dement, Dewey, Dolan, Dresser, Efner, Ewing, Forth, Freeland, Freeman, Graham, Granger, Gridley, Halpin, Hart, Hawes, Hay, Henry, Herting, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Jackson, James, Johnston, Jones, Kann, Kase, Lane of Hancock, Lane of DeWitt, Lietze, Lomax, Mann, Massie, McAdams, McDonald, McGee, McLaughlin, McPherran, Meacham, Mitchell, Moore of Marshall, Moore of Adams, Moose, Morrison, Moffett, Mulvane, Nulton, Oakwood, Oleson, Peltzer, Penfield, Pinnell, Pollock, Ray, Sawyer, Scanlan, Scott, Senna, Shaw, Snow, Starr, Stewart of Winnebago, Stewart of McLean, Streator, Taggart, Thomas, Thornton, Warner, Wayman, Webster, Wicker, Wymore, Mr. Speaker—95.

Mr. Darnell voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

By consent, Senate bill, No. 455, for "An act to revise the law in relation to husband and wife," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 78, nays 40.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Collins, Condon, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dres-

ser, Easley, Efner, Ferrier, Flanders, Graham, Granger, Gridley, Griffith, Hart, Hawes, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Jaquess, Jackson, Johnston, Jones, Kase, Lane of Hancock, Mann, Massie, McGee, Middlecott, Moose, Moffett, Mulvane, Oberly, Orendorff, Penfield, Pisman, Quinn, Race, Rankin, Ray, Rogers, Scallan, Scott, Senne, Shaw, Sheridan, Starr, Stewart of Wabago, Stewart of McLean, Streeter, Taggart, Thomas, Walker, Warner, Wayman, Webster, & Speaker—78.

Those voting in the negative are,

Messrs. Chambers, Connolly, Crawford, Cullerton, Dolan, Dolton, Ewing, Forth, Freeland, Freeman, Grant, Halpin, Hay, Henry, Inscore, James, Kann, Lane of DeWitt, Lewis, Lietze, Lomax, McDani, McLaughlin, McPherran, Meacham, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Neria, Nulton, Oakwood, Peltzer, Pinnell, Pollock, Snow, Stroud, Thornton, Wicker, Wymore—40.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

On motion of Mr. Oberly,

The Clerk was instructed to request the Senate to return to the House Senate bill, No. 472, for "An act to revise the law in relation to State contracts."

Mr. Ray (by consent) submitted the following resolution :

*Resolved by the House of Representatives, the Senate concurring herein, That there be a special committee of five on the part of the House, and three on the part of the Senate, to examine the "Repeal bill," and that said committee have leave of absence until such examination is completed.*

Which was not adopted.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly engrossed on the 24th day of March, 1874, viz :

House bill, No. 847, for "An act to enable cities to change the boundaries of wards, and to establish additional wards."

House bill, No. 765, for "An act making sundry appropriations for the Southern Insane Hospital and Asylum at Anna."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 24th day of March, 1874, laid before the Governor for his approval, viz :

House bill, No. 856, for "An act to enable library associations to sell and transfer their real and personal property."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in their request that the Senate return to them Senate bill, No. 472, for "An act to revise the law in relation to State contracts."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of their amendments to bills of the following titles, to-wit :

Senate bill, No. 587, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873."

Senate bill, No. 493, for "An act to amend an act entitled 'an act in regard to roads and bridges in counties under township organization.'"

Senate bill, No. 330, for "An act making an appropriation for buildings and other improvements for the State Reform School, and for the purchase of stock."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of their amendments to bills of the following titles, to-wit :

Senate bill, No. 296, for "An act to secure the free passage of fish in all the waters of this State."

Senate bill, No. 315, for "An act to revise the law in relation to mortgages of real and personal property."

Senate bill, No. 238, for "An act to make an appropriation for compensation to military companies for services rendered in the city of Chicago in the month of October, 1871."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has refused to concur with them in the passage of bills of the following titles, to-wit:

House bill, No. 391, for "An act to remove and transfer certain records relating to real estate from the office of the recorder of deeds of Schuyler county to the office of the Auditor of Public Accounts, and creating a custodian thereof, and providing the manner of obtaining certified copies of said records, and defraying the expenses of such removal."

House bill, No. 396, for "An act to secure to children elementary instruction."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 831, for "An act to enable the corporate authorities now or hereafter incorporated under an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1, 1872, to acquire by purchase, lease, or gift, establish, maintain, license and regulate ferries, bridges, the approaches thereto, and tolls thereon."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 603, for "An act to revise the law in relation to the department of agriculture, county agricultural boards and agricultural fairs," with an amendment thereto.

In the adoption of which amendment I am instructed to ask the concurrence of the House of Representatives.

House bill, No. 829, for "An act to amend section 21 of 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 10, nays 89.

House bill, No. 642, for "An act to revise the law in relation to the Illinois and Michigan Canal, and for the improvement of the Illinois and Little Wabash rivers."

By consent, House bill, No. 891, for "An act to amend section twenty-two (22) of 'an act concerning jurors, and to repeal certain acts therein named, approved March 12, 1874,'" was read a third time.

And the bill, and all the amendments thereto, having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 113, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Barby, Blakely, Boock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Chaney, Collins, Coudon, Crawford, Crosby, Culerton, Davis, Dement, Dewey, Dolan, Dolton, Dresser, Eitz, Ferrier, Flanders, Forth, Freeland, Freeman, Graham, Granger, Grant, Gridley, Halpin, Hart, Hays, Hay, Henry, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaquesa, Jackson, Jessup, Johnston, Jones, Kaun, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Lietze, Lomax, Man, Marsh, Massie, McAdams, McDonald, McGee, Meacham, Middlecott, Mitchell, Moore of Marshall, Moore of Adams, Moose Morrison, Moffett, Mulvane, Neville, Newton, Nulton, Oberly, Oleasa, Ordorff, Peltzer, Penfield, Pinnell, Pollock, Pyatt, Quinn, Race, Ramey, Rankin, Ray, Rogers, Saxe, Sawyer, Scanlan, Scott, Senne, Shaw, Sheridan, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Warner, Wayman, Webster, Wicker, Wymore.

Mr. Speaker—113.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

On motion of Mr Ray,

The rules were suspended, and Senate bill, No. 522, for "An act authorizing the trustees of the State Reform School to lease the labor of the inmates,"

Was read a second time, and ordered to a third reading.

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

Senate bill, No. 334, for "An act relative to property conveyed, devised or bequeathed to the State in trust for charitable purposes."

Senate bill, No. 443, for "An act to revise the law in relation to the supreme court."

Senate bill, No. 468, for "An act to revise the law in relation to quo warranto."

Senate bill, No. 471, for "An act to revise the law in relation to slander and libel."

Senate bill, No. 477, for "An act to revise the law in relation to toll bridges."

Senate bill, No. 535, for "An act to amend an act entitled 'an act in regard to guardians and wards,' approved April 10, 1872."

Senate bill, No. 529, for "An act to amend 'an act concerning circuit courts, and to fix the times of holding the same in the several counties of the judicial circuits in the State of Illinois, exclusive of Cook, approved May 2, 1873.'"

Senate bill, No. 597, for "An act making an appropriation for repairing the lock-gates on the Little Wabash river."

Senate bill, No. 467, for "An act to revise the law in relation to paupers."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

Senate bill, No. 611, for "An act to prevent the licensing of houses of ill-fame and the official inspection or medical examination of the inmates of the same."

Senate bill, No. 458, for "An act to revise the law in relation to licensing of and against the evils arising from the sale of intoxicating liquors."

Senate bill, No. 584, for "An act to enable the board of supervisors of Lawrence county to acquire title to the south part of the south-west quarter of section No. three, town two north, range eleven west, seventy-three acres, and to hold and dispose of the same for the use of the pauper fund of said county."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in their amendments to the Senate amendments to House bill, No. 203, for "An act to provide for fencing railroads, and to secure the safety of persons and property, their prompt transportation, the proper making up of trains, and the management and running of locomotive engines and cars."

And that the Senate has receded from their amendments, in which the House of Representatives refused to concur.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled on the 24th day of March, 1874; and laid before the Governor for his approval, viz :

Senate bill, No. 528, for "An act to reimburse the county of McLean the sum of four thousand eight hundred and fifty dollars in abatement of taxes for the year 1872."

Senate bill, No. 541, for "An act to amend section 20 of an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873."

Senate bill, No. 565, for "An act to provide a fund for the relief of members of police and fire departments, in incorporated cities, wounded or disabled in the discharge of their duties, and for the relief of the surviving family of any member of said departments killed while on duty."

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled on the 24th day of March, 1874, laid before the Governor for his approval, viz :

Senate bill, No. 478, for "An act to revise the law in relation to township insurance companies."

Senate bill, No. 26, for "An act to reorganize the Illinois State horticultural society."

Senate bill, No. 280, for "An act to revise the law in relation to change of venue."

Senate bill, No. 560, for "An act to protect colored children in their rights to attend public schools."

Senate bill, No. 295, for "An act to revise the law in relation to the rate of interest."

Senate bill, No. 441, for "An act to revise the law in relation to county clerks."

Senate bill, No. 459, for "An act to revise the law in relation to mines."

Senate bill, No. 475, for "An act to revise the law in relation to telegraph companies."

Senate bill, No. 479, for "An act to revise the law in relation to universities, colleges, academies, and other institutions of learning."

Senate bill, No. 481, for "An act to revise the law in relation to toll roads."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit :

Senate bill, No. 577, for "An act to amend sections 1, 2, 4, 7, 9 and 12 of an act entitled 'an act for the registry of electors and to prevent fraudulent voting,' approved February 15, 1865, and to repeal section 10 of said act."

Senate bill, No. 591, for "An act to further provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage a bill of the following title, to-wit :

House bill, No. 730, for "An act to amend an act entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto,' and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved April 7, A. D. 1871," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit :

Senate bill, No. 557, for "An act to empower the Auditor to draw his warrants for unexpended money heretofore appropriated to the Institution for the Education of the Blind, and for a further appropriation to said institution."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed on the 23d day of March, 1874 :

House bill, No. 844, for "An act to provide for 'an act compelling circuit, county and probate court clerks to record reports of sales made by masters-in-chancery and special commissioners.'"

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 24th day of March, 1874, laid before the Governor for his approval, viz :

House bill. No. 685, for "An act to revise the law in relation to cheats."



House bill, No. 606, for "An act to revise the law in relation to attachments of boats, vessels and rafts."

House bill, No. 654, for "An act to amend an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' approved March 30, 1872."

House bill, No. 763, for "An act to amend section 35 of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

By consent, Senate bills on first reading were taken up.

Senate bill, No. 611, for "An act to prevent the licensing of houses of ill-fame and the official inspection or medical examination of the inmates thereof in the incorporated cities, towns and villages of this State,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 584, for "An act to enable the board of supervisors of Lawrence county to acquire title to the south part of the southwest quarter of section number three, town two north, range eleven west, seventy-three acres, and to hold and dispose of the same for the use of the pauper fund of said county,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 577, for "An act to amend sections 1, 2, 4, 7, 9 and 12 of an act entitled 'an act for the registry of electors and to prevent fraudulent voting,' approved February 15, 1865, and to repeal section 10 of said act,"

Was read a first time, and ordered to a second reading.

Senate bill, No. 458, for "An act to provide for the licensing of and against the evils arising from the sale of intoxicating liquors,"

Was read a first time, and referred to the special committee on temperance.

Senate bill, No. 591, for "An act to further provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly,"

Was read a first time, and referred to the committee on appropriations.

Senate bill, No. 557, for "An act to empower the Auditor to draw his warrants for unexpended money heretofore appropriated to the Institution for the Education of the Blind, and for a further appropriation to said institution,"

Was read a first time, and referred to the committee on appropriations.

On motion of Mr. Armstrong of LaSalle,  
At 12:30 P. M. the House adjourned until 2:30 o'clock P. M.

TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

On motion of Mr. Armstrong of LaSalle,

House bill, No. 642, for "An act to revise the law in relation to the Illinois and Michigan canal," was read a third time.

House bill, No. 792, for "An act to authorize incorporated cities, towns or villages in this State, situated upon the banks of navigable rivers, to lease parts of their public landings or levees."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 741, for "An act in relation to courts of record in cities," with an amendment thereto.

In the adoption of which amendment I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has passed a bill of the following title, to-wit:

Senate bill, No. 513, for "An act to amend section 24 of an act entitled 'an act for the assessment of property and for the levy and collection of taxes,' approved March 30th, A. D. 1872."

In the passage of which I am instructed to ask the concurrence of the House of Representatives.

A message from the Governor, by Philo J. Beveridge, Private Sec'y :

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

House bill, No. 654, for "An act to amend an act entitled 'an act for the assessment of property, and for the levy and collection of taxes,' approved March 30, 1872."

House bill, No. 685, for "An act to revise the law in relation to escheats."

House bill, No. 763, for "An act to amend section 35 of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

Senate bill, No. 441, for "An act to revise the law in relation to county clerks."

Senate bill, No. 475, for "An act to revise the law in relation to telegraph companies."

Senate bill, No. 479, for "An act to revise the law in relation to universities, colleges, academies and other institutions of learning."

Senate bill, No. 480, for "An act to revise the law in relation to the vacation of streets, alleys and public grounds."

Senate bill, No. 528, for "An act to reimburse the county of McLean the sum of four thousand eight hundred and fifty dollars in abatement of taxes for the year 1872."

Senate bill, No. 541, for "An act to amend section 20 of an act entitled 'an act in regard to gateways, roads and bridges in counties not under township organization,' approved April 18, 1873."

Senate bill, No. 560, for "An act to protect colored children in their rights to attend public schools."

Senate bill, No. 565, for "An act to provide a fund for the relief of members of police and fire departments in incorporated cities, wounded or disabled in the discharge of their duties, and for the relief of the surviving family of any member of said departments, killed while on duty."

Senate bill, No. 26, for "An act to reorganize the Illinois State Horticultural Society."

Senate bill, No. 573, for "An act to amend section 24 of an act enti

tled 'an act for the assessment of property and for the levy and collection of taxes,' approved March 30, A. D. 1872,"

Was read a first time and ordered to a second reading.

By consent, Senate bill, No. 611, for "An act to prevent the licensing of houses of ill-fame and the official inspection or medical examination of the inmates thereof in the incorporated cities, towns and villages of this State,"

Was read a second time, and ordered to a third reading.

Mr. Carpenter (by consent) submitted the following report :

HON. S. M. CULLOM,

*Speaker of the House of Representatives, State of Illinois :*

Your select committee on temperance, to which was referred Senate (revision) bill, No. 458, for "An act to provide for the licensing of, and against the evils arising from the sale of intoxicating liquors," would most respectfully report that they have had the same under consideration, and would report the said bill back with the recommendation that it do pass. Your committee would further report that there has been referred to them a large number of petitions asking that the temperance law of 1872 be made more stringent.

The report of the committee was concurred in, and the bill read a second time.

Mr. Quinn submitted the following amendment :

Strike out the words "dram shop," wherever they occur, and insert the word "grocery."

Which was not adopted.

Mr. Washburn moved to lay the bill aside temporarily.

Which was not agreed to.

Mr. Quinn submitted the following amendment :

Strike out of lines 6, 7, 8, 9, 10, 11 and 12, the following : "And any person owning, renting, leasing or permitting the occupation of any building or premises, and having knowledge that intoxicating liquors are to be sold therein, or who, having leased the same for other purposes, shall knowingly permit therein the sale of any intoxicating liquors that have caused, in whole or in part, the intoxication of any."

Which was not adopted—yeas 31, nays 86—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Casey, Collins, Condon, Cullerton, Forth, Halpin, Herrington, Hite of Madison, James, Jessup, Kaun, Kase, Loux, Loomis, McAdams, McDonald, McLaughlin, Moore of Adams, Moose, Neville, Orendorff, Peltzer, Rogers, Rountree, Scott, Senne, Walker, Washburn, Wayman, Weinheimer—31.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Barkley, Bocock, Bradwell, Branson, Bryant, Bullard, Casedy, Carpenter, Crawford, Cronkite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Eifer, Ewing, Ferrier, Flanders, Freeland, Freeman, Golden, Graham, Granger, Grant, Gridley, Hart, Hawes, Hollenback, Hopkins, Jaques, Jackson, Johnston, Jones, Lane of Hancock, Lewis, Mann, Marsh, Massie, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvaue, Newton, Nulton, Oakwood, Oberly, Oleson, Pentfield, Pinnell, Plowman, Pyatt, Quinn, Race, Ramey, Rankin, Ray, Savage, Sawyer, Sheridan, Shumway, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Warner, Webster, Wicker, Wymore, Mr. Speaker—86.

So the amendment was not adopted.

On motion of Mr. Ray,

The bill was ordered to a third reading.

Leave of absence was granted to a sub-committee of the judiciary committee, consisting of Messrs. Shaw, Hay, Counolly, Leitze, and Armstrong of Grundy.

Senate bills on second reading being in order,

Senate bill, No. 556, for "An act to authorize the removal of the

feeder dam across the Calumet river, near Blue Island, in Cook county, in the State of Illinois, and to provide compensation to Christian Pfeiffer and John Roll for any loss they may sustain by its removal," was read a second time.

Mr. Rountree submitted the following amendment:

Strike out all of the second section of said bill, and insert in place thereof the following:

"§ 2. In order to estimate and determine the losses sustained by Christian Pfeiffer and John Roll on account of the removal of the said dam, and the said compensation which ought to be paid to the said Christian Pfeiffer and John Roll, by reason of such removal of the said dam, the Governor shall appoint one person, the said Christian Pfeiffer and John Roll shall appoint one person, and the two persons thus appointed shall appoint a third person, and the three persons thus appointed shall proceed to investigate, determine and award to the said Christian Pfeiffer and John Roll, the compensation which ought to be paid to them by reason of the removal of the said dam, which said award shall be made by the three persons appointed as aforesaid, or any two of them, and one duplicate thereof furnished to the Governor, and one duplicate thereof furnished to the said Pfeiffer and Roll. And the amount which shall be awarded to the said Pfeiffer and Roll shall be paid to them in full compensation for the losses which they shall sustain by reason of such removal of said dam. And when such award shall be made as aforesaid the Auditor of Public Accounts shall, on the order of the Governor, draw his warrant on the State Treasurer in favor of the said Christian Pfeiffer and John Roll for the sum and amount awarded to them, not exceeding fifteen thousand dollars, which said sum and amount, not exceeding fifteen thousand dollars, shall be paid by said Treasurer to said Christian Pfeiffer and John Roll, their executors, administrators or assigns, out of any money in the treasury not otherwise especially appropriated; and when the amount of the said award not exceeding fifteen thousand dollars shall be paid or tendered to the said Pfeiffer and Roll, the said dam shall be removed."

Which was not adopted.

Mr. Savage submitted the following amendment:

Strike out "six thousand" and insert "fifty-two hundred,"

Which was not adopted.

The bill was then ordered to a third reading.

Senate bill, No. 577, for "An act to amend sections 1, 2, 4, 7, 9 and 12, of an act entitled 'an act for the registry of electors and to prevent fraudulent voting,' approved February 15, 1865, and to repeal section 10 of said act," was read a second time.

Mr. McPherran submitted the following amendment:

Amend by striking out the words "State election" and insert in lieu thereof "Presidential election," line 7, of section 1.

Mr. Walker moved to lay the amendment on the table, which was agreed to, yeas 72, nays 56—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of LaSalle, Barkley, Bocoock, Bradwell, Branson, Bullard, Caseedy, Carpenter, Connolly, Crawford, Davis, Dolton, Efner, Ewing, Ferrier, Freeland, Freeman, Golden, Graham, Granger, Grant, Gridley, Hart, Hawes, Hay, Holleuback, Hopkins, Inscore, Jaques, Johnston, Jones, Kann, Lane of Hancock, Lietze, Mann, Massie, McGee, Mitchell, Moore of Marshall, Moffett, Mulvane, Oakwood, Oberly, Oleason, Penfield, Pinnell, Plowman, Pyatt, Race, Ramey, Ray, Rountree, Savage, Sawyer, Scanlan, Senne, Shaw, Sheridan, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Thomas, Walker, Washburn, Wayman, Webster, Westfall, Wicker, Wymore.

Mr. Speaker—72.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Blakely, Bryant, Casey, Collins, Condon, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dresser, Dunham, Easley, Flanders, Forth, Griffith, Halpin, Herrington, Hite of Madison, Jackson, James, Jessup, Kase, Lewis, Lomax, Loomis, Marsh, McAdams, McDonald, McLaughlin, McPherran, Meacham, Middlecoff, Moore of Adams, Moose, Morrison, Neville, Newton, Nulton, Orendorff, Peltzer, Quinn, Rankin, Rogers, Scott, Shumway, Smith, Streeter, Stroud, Taggart, Thornton, Weinheimer—56.

So the motion to lay on the table was agreed to.

Mr. Oberly submitted the following amendment:

Strike out of lines 3 and 4, section 1, the words "or appointed pursuant to any town or city ordinance;" and in line 4, section 1, after the word "any," the words "town, city, or ward, or other."

Which was not adopted, yeas 34, nays 83—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Casey, Collins, Condon, Cronkrite, Crosby, Cullerton, Dewey, Dolan, Flanders, Graham, Griffith, Halpin, Hopkins, Jackson, Kann, Kase, McAdams, McLaughlin, McPherran, Moore of Adams, Moose, Neville, Nulton, Oberly, Peltzer, Plowman, Quinn, Rogers, Scott, Stroud, Thornton, Weinheimer—34.

Those voting in the negative are,

Messrs. Anderson Armstrong of LaSalle, Blakely, Boocock, Bradwell, Branson, Bryant, Bullard, Cassidy, Carpenter, Connolly, Crawford, Davis, Dement, Dolton, Dresser, Easley, Efner, Ewing, Ferrier, Forth, Freeland, Golden, Gordon, Granger, Grant, Hart, Hay, Herrington, Hite of Madison, Hollenback, Inscore, Jaques, James, Jessup, Johnston, Jones, Lane of Hancock, Lewis, Lietze, Mann, Massie, McDonald, McGee, Meacham, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvane, Newton, Oakwood, Oleson, Orendorff, Penfield, Pinnell, Pyatt, Race, Ramey, Rankin, Ray, Rountree, Savage, Sawyer, Shaw, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Walker, Warner, Washburn, Wayman, Webster, Wicker, Wymore, Mr. Speaker—83.

So the amendment was not adopted.

Mr. Morrison submitted the following amendment:

Strike out all after the enacting clause, and insert the following:

"That the act entitled 'An act for the registry of electors, and to prevent fraudulent voting,' approved February 15, 1865, be and the same is hereby repealed."

Mr. Starr moved to lay the amendment on the table; which was agreed to, yeas 72, nays 58—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of LaSalle, Barkley, Boocock, Bradwell, Branson, Bullard, Cassidy, Carpenter, Connolly, Crawford, Davis, Dement, Dolton, Efner, Ewing, Ferrier, Freeland, Golden, Gordon, Graham, Granger, Grant, Gridley, Hart, Hawes, Hay, Hollenback, Hopkins, Inscore, Jaques, Johnston, Jones, Lane of Hancock, Lietze, Mann, Massie, McGee, Mitchell, Moore of Marshall, Moffett, Mulvane, Oakwood, Oberly, Oleson, Penfield, Pinnell, Pyatt, Race, Ramey, Ray, Rountree, Savage, Sawyer, Scanlan, Sennie, Shaw, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Thomas, Walker, Warner, Washburn, Webster, Westfall, Wicker, Wymore, Mr. Speaker—72.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Blakely, Bryant, Casey, Collins, Condon, Cronkrite, Crosby, Cullerton, Darnell, Dewey, Dolan, Dresser, Dunham, Easley, Flanders, Forth, Freeman, Griffith, Halpin, Herrington, Hite of Madison, Jackson, James, Jessup, Kann, Kase, Lane of DeWitt, Lewis, Lomax, Loomis, Marsh, McAdams, McDonald, McLaughlin, McPherran, Meacham, Middlecoff, Moore of Adams, Moose, Morrison, Neville, Newton, Nulton, Peltzer, Plowman, Quinn, Rankin, Rogers, Scott, Shumway, Smith, Streeter, Stroud, Thornton, Weinheimer—58.

So the amendment was laid on the table.

Mr. Anderson moved to order the bill to a third reading; which was agreed to.

Senate bill, No. 600, for "An act to provide for the publication of the Revised Statutes of the State," was read a second time.

Mr. Quinn moved to refer the bill to the committee on judiciary.

On motion of Mr. Lane of Hancock,

The motion to refer was laid on the table.

Mr. Quinn submitted the following amendment:

Amend section 2, by adding the following: "The acts of Congress upon the authentication of statutes, records, etc., and the transfer of cases from state to federal courts, the naturalization of aliens, ceding lands to enable the construction of the Illinois and Michigan Canal, the Central railroad lands, the swamp land act of September 28, 1850, and the act relating to fugitives from justice."

Which was adopted.

Mr. Sheridan presented the following communication:

SPRINGFIELD, ILLINOIS, March 24, 1874.

*To the Honorable the Senate and House of Representatives of the 28th General Assembly:*

The undersigned, acting for and in behalf of the contractors to execute the public printing for the State of Illinois, hereby stipulate and agree that, in lieu of the contract rates set forth in the award and contract made with the State of Illinois, certified by the Secretary of State, dated September 7th, 1872, they will furnish the paper, measuring 28+42 inches, super calendered, and of the weight of 50 lbs. to the ream, and compose, print and deliver to the Secretary of State, or as he may direct in the city of Springfield, in a good and workmanlike manner, as may be provided by law, the sheets of the Revised Statutes of Illinois, at the rate of 9 1-6 cents for each one hundred pages, said pages to be of the same size, and on an average contain the same amount of printed matter as those of "Gross' Statutes" of 1869, Vol. I; and that no additional charges shall be made on account of said paper, composition or press-work; and that all claims for additional pay on account of such paper, composition or press-work under the contract hereinbefore referred to are hereby waived and abandoned. It being understood that the said Revised Statutes, so far as they include the session laws of the 28th General Assembly, are to supercede and take the place of the publication of said session laws, and that we are to publish, under our contract, only such of said session laws as are not included in said revision.

ILLINOIS JOURNAL COMPANY,

By D. L. PHILLIPS, *Pres't.*, for Public Printers.

Mr. Westfall submitted the following amendment:

Amend section 7: Strike out all after the word "accounts," in second line, and insert "shall contract with the State Binder for the binding of the Statutes as required by this act: *Provided*, they shall not contract to pay more than 70 cents per volume for folding, stitching, binding and delivering the same to the Secretary of State."

Which was not adopted.

Mr. Armstrong of LaSalle submitted the following amendment:

Section 6, line 2, strike out the word "spring," and insert "flexible."

Which was not adopted.

Mr. Scanlan submitted the following amendment:

Strike out of section 5, line 1, the words "the printing shall be done by the contractors for the State printing."

Which was not adopted.

On motion of Mr. Ray,

The bill was ordered to a third reading.

The Speaker laid before the House the following communication:

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,  
SPRINGFIELD, March 25, 1874.

HON. S. M. CULLOM,

*Speaker of the House of Representatives:*

SIR: I have the honor of transmitting to you, to be laid before the House of Representatives, a communication from the ladies of Chicago, protesting against giving the sanction of law to licensing houses of prostitution, and asking the passage of the Senate bill now pending before that honorable body, prohibiting all corporate authorities in the State from licensing such houses.

This communication was originally prepared for the honorable the mayor and common council, and the board of health and police of the city of Chicago, but the petitioners, by a committee of their own, have requested the same to be laid before the House of Representatives as if addressed to the House.

The communication is signed by over 17,000 of the good ladies of Chicago.

JOHN L. BEVERIDGE.

Mr. Moore of Adams (by consent) presented a petition from citizens of Quincy, Illinois, asking that the railroad law be modified or repealed; which was referred to the committee on railroads.

Senate bill, No. 584, for "An act to enable the board of supervisors of Lawrence county to acquire title to the south part of the south-west quarter of section No. three, town two north, range eleven west, seventy-three acres, and to hold and dispose of the same for the use of the pauper fund of said county,"

Was read a second time and ordered to a third reading.

Senate bill, No. 522, for "An act authorizing the trustees of the State Reform School to lease the labor of the inmates," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 96, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Barkley, Blakely, Bocoock, Bradwell, Branson, Bryant, Bullard, Casey, Cassedy, Carpenter, Chambers, Condon, Crawford, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dresser, Dunham, Eady, Efner, Ewing, Ferrier, Forth, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hart, Hawes, Henry, Herrington, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jackson, Johnston, Jones, Kann, Lane of Hancock, Lewis, Lomax, Marsh, Massie, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Newton, Oakwood, Oberly, Oleson, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Quinn, Ramey, Rankin, Ray, Savage, Senne, Sheridan, Smith, Soule, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Thornton, Warner, Washburn, Wicker, Wymore, Mr. Speaker—96.

Messrs. McLaughlin and Starr voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Thomas (by consent), from the committee on appropriations, to which was referred Senate bill, No. 557, for "An act to empower the Auditor to draw his warrants for unexpended money heretofore appropriated to the institution for the education of the blind, and for a further appropriation to said institution," reported the same back, and recommended the bill be passed.

The report of the committee was concurred in, and the bill read a second time.

Mr. Darnell moved to strike out section two; which was not agreed to. The bill was then ordered to a third reading.

On motion of Mr. Wayman,

At 12:25 o'clock P. M., the House adjourned to 2:30 o'clock P. M.

## TWO-THIRTY O'CLOCK P. M.

The House met, pursuant to adjournment.

The Senate amendment to House bill, No. 741, for "An act in relation to courts of record in cities," was taken up and concurred in—yeas 91, nays 3.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Barkley, Bocoock, Bradwell, Bryant, Bullard, Casey, Carpenter, Chambers, Condon, Cronkrite, Crosby, Cullerton, Darnell, Davis, Dement, Dolan, Dolton, Ewing, Flanders, Forth, Freeman, Gordon, Granger, Grant, Gridley, Griffith, Halpin, Hart, Hawes, Henry, Herrington, Hertling, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Jackson, James, Kann, Kase, Lane of Hancock, Lane of DeWitt, Lomax, Marsh, Massie, McDonald, McLaughlin, Meacham, Middlecoff, Mitchell, Moore of Adams, Morrison, Neville, Newton, Nulton, Oakwood, Oberly, Oleson, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Quinn, Ramey, Rankin,

Rogers, Rountree, Savage, Scanlan, Sheridan, Smith, Soule, Starr, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Walker, Warner, Washburn, Wayman, Webster, Weinheimer, Wicker, Wymore, Mr. Speaker—91.

Those voting in the negative are,

Messrs. Efner, Stewart of Winnebago, Thornton—3.

So the Senate amendment was concurred in.

Mr. Thomas (by consent), from the committee on appropriations, to which was referred Senate bill, No. 364, for "An act to appropriate money to pay the salary and expense of publishing the report of the State Entomologist," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, and the bill read a second time.

On motion of Mr. Quinn,

The bill was referred to the committee on contingent expenses.

Mr. Thomas (by consent), from the committee on appropriations, to which was referred Senate bill, No. 591, for "An act to further provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the bill read a second time, and the amendments adopted.

Mr. Quinn submitted the following amendment:

Strike out of the 7th paragraph the words, "six thousand one hundred," and insert "five thousand."

Which was adopted—yeas 26, nays 77—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Ballard, Cronkite, Darnell, Dewey, Dolan, Easley, Flanders, Forth, Griffith, Jackson, Kane, Lane of DeWitt, Lewis, Lomax, Marsh, Moore of Marshall, Neville, Newton, Nulton, Plowman, Quinn, Scott, Stroud, Thornton, Wayman, Wymore—26.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Bocoek, Bradwell, Brannon, Bryant, Casey, Cassidy, Carpenter, Chambers, Crawford, Cullerton, Davis, Dement, Doltou, Dresser, Dunham, Efner, Ewing, Freeman, Golden, Graham, Granger, Grant, Gridley, Halpin, Hart, Hawes, Hay, Herting, Hollenback, Hopkins, Inscore, Jaquess, James, Johnston, Jones, Kann, Lane of Hancock, Mann, Massie, McLaughlin, Middlehoff, Mitchell, Moore of Adams, Moffett, Mulvane, Oakwood, Oberly, Olsson, Peltzer, Penfield, Pinnell, Pollock, Pyatt, Race, Rankin, Ray, Rogers, Rountree, Savage, Sawyer, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Walker, Warner, Washburn, Webster, Wicker, Mr. Speaker—77.

So the amendment was not adopted.

Mr. Streeter submitted the following amendment:

Strike out all after the word "thereof," in the 9th line, down to and including the 18th line.

Which was adopted.

Mr. Dunham submitted the following amendment:

Add after the word "thereof," in line 9, the following: "Payable on bills of particulars certified to by the said Secretary of State and approved by the Governor."

Which was adopted.

On motion of Mr. Moore of Marshall,

The bill was referred to the committee on civil service and retrenchment.

Senate bills on second reading being in order,

Senate bill, No. 449, for "An act to revise the law in relation to permitting animals to run at large,"

Was read a second time and ordered to a third reading.



Senate bill, No. 190, for "An act to extend the jurisdiction of constables in incorporated towns and cities,"

Was read a second time and referred to the committee on judiciary.

Mr. Johnston submitted the following report :

To HON. S. M. CULLOM,

*Speaker of the House of Representatives :*

SIR : The committee of conference of the Senate and House, to which was referred House bill, No. 608, for "An act to revise the law in relation to attorneys and counselors," have had the same under consideration, and the Senate amendments thereto, and ask leave to make the following report :

Your committee recommend that the Senate do recede from its amendment to said bill by which section thirteen (13) was added thereto, and that the House do concur with all the other Senate amendments made to said bill.

P. H. SANFORD,  
THOS. S. CASEY,  
C. W. UPTON,  
*Committee of the Senate.*

E. H. JOHNSTON,  
J. E. MCPHERRAN,  
T. A. LIETZE,  
*Committee of the House.*

Which was concurred in—yeas 96, nays 19.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Ballow, Barkley, Blakely, Boccock, Bradwell, Branson, Bryant, Casey, Cassidy, Chambers, Condon, Crawford, Cronkrite, Crosby, Cullerton, Davis, Dement, Dewey, Dolton, Dunham, Easley, Efner, Ewing, Flanders, Freeland, Golden, Granger, Grant, Gridley, Halpin, Hart, Hawes, Henry, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaquess, Jackson, James, Jessup, Johnston, Jones, Kane, Lane of Hancock, Lewis, Mann, Marsh, Massie, McAdams, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Mulvane, Newton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Pinnell, Pollock, Pyatt, Ray, Rogers, Rountree, Savage, Sawyer, Scanlan, Scott, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Washburn, Webster, Weinheimer, Wicker, Wymore, Mr Speaker—96.

Those voting in the negative are,

Messrs. Bullard, Dolan, Forth, Freeman, Gordon, Graham, Griffith, Hite of Madison, Kann, Lomax, McDonald, McLaughlin, Plowman, Ramey, Rankin, Snow, Warner, Wayman, Westfall—19.

So the report of the conference committee was concurred in.

The report of the committee of conference on the disagreement of the Senate and House of Representatives on Senate bill, No. 279, for "An act to revise the law in relation to Secretary of State," recommending as follows :

1. That the House recede from its amendment to section 8.
2. That line 3, in section 5, of printed bill, be amended by inserting after the word "lay," the words "a certified copy of."
3. That line 20, in section 5, of printed bill, be amended by inserting after the word "used," the words "for other than public purposes."
4. That line 26, in section 5, of printed bill, be amended by inserting after the word "Auditor," the words "Superintendent of Public Instruction."
5. That line 29, of section 5, of printed bill, be amended by striking out the words "properly required," and inserting the words "so

directed by resolution of the General Assembly, or either branch thereof."

6. That the following sections be inserted between sections 8 and 9, to-wit:

"§ 9. Whenever any bill which shall have passed both houses of the General Assembly shall be returned by the Governor, with his objections thereto, and, upon reconsideration, shall pass both houses by the constitutional majority, it shall be authenticated as having become a law, by a certificate thereon, to the following effect, viz: This bill having been returned by the Governor, with his objections thereto, and after reconsideration having passed both houses by the constitutional majority, it has become a law this ..... day of ....., A. D. ....; which, being signed by the President of the Senate and Speaker of the House of Representatives, shall be deemed a sufficient authentication thereof, and the bill shall, thereupon, be deposited with the laws in the office of the Secretary of State."

"§ 10. Whenever any bill which shall have passed both houses of the General Assembly and shall not be returned by the Governor, or filed with his objections in the office of the Secretary of State, as required by section sixteen (16), of article five (5), of the constitution, it shall be the duty of the Secretary of State to authenticate the same by a certificate thereon, to the following effect, as the case may be, viz: This bill having remained with the Governor ten days, Sundays excepted, the General Assembly being in session, or the Governor having failed to return this bill to the General Assembly during its session, and having failed to file it in my office with his objections within ten days after the adjournment of the General Assembly, it has thereby become a law. Witness my hand this .... day of ....., A. D. ...."

7. That section 9, in printed bill, be renumbered section 11.

JAMES A. CONNOLLY,  
N. R. CASEY,  
W. W. WARNER,  
*House Committee.*

A. STARNE,  
C. B. STEELE,  
*Senate Committee.*

Was taken up and concurred in—yeas 98, nays 7.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Blakely, Bocock, Bradwell, Branson, Bryant, Casey, Cassidy, Condon, Cronkite, Crosby, Cullerton, Davis, Dement, Dolan, Efner, Ewing, Forth, Freeland, Golden, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hart, Hawes, Henry, Herrington, Hite of Madison, Hopkins, Inacore, Jaquesa, Jackson, James, Jessup, Johnston, Jones, Kase, Lane of DeWitt, Mann, Marsh, Massia, McAdams, McDonald, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Moffett, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleson, Peltzer, Pinnell, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Rankin, Rogers, Savage, Sawyer, Scanlan, Scott, Sheridan, Shumway, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Warner, Washburn, Wayman, Webster, Weinheimer, Wymore, Mr. Speaker

—98.

Those voting in the negative are,

Messrs. Bullard, Dewey, Freeman, Gordon, Hollenback, Lane of Hancock, Westfall—7.

So the report of the conference committee was concurred in.

Mr. Hollenback (by consent) submitted the following:

The undersigned, members of the Twenty-eighth General Assembly, hereby respectfully dissent from and protest against the action of this House in concurring in the report of the joint committee of conference upon the House amendments to Senate bill, No. 279, for "An act to re-

vise the law in relation to the Secretary of State," in receding from said amendments, for the reasons following, that is to say :

An examination into the manner in which the public business in the office of the Secretary of State was heretofore conducted, discloses the following state of facts :

It has been the practice of the several persons charged with copying the laws and journals of the Senate and House, of the several sessions thereof—from the first down to and including the Twenty-third General Assembly—to take the original journals as kept by the Secretary of the Senate and Clerk of the House, as soon as completed, to the public printer; and the forms for such journals, as they are printed, were set up from such originals, instead of copies thereof, as contemplated by law; and, after comparing the proof with such original journals, such originals were destroyed, or at least such originals have not in any instance been returned to the office of the Secretary of State until the Twenty-fourth General Assembly; so that for the period of nearly fifty years, *the best evidence* of the proceedings of the General Assembly has been lost or destroyed.

From the above state of facts, the undersigned submit, that in their opinion, the several journals, as heretofore printed from such originals, ought to be made evidence of the facts they purport to show, as well as the journals hereafter to be published in pursuance of law; and that doubt ought not to be cast upon the proceedings of the several sessions of the General Assembly of the State—covering a period of half a century.

Therefore, the undersigned respectfully ask that their dissent and protest, signed by them, may be received by the House and spread upon the journals thereof.

All of which is respectfully submitted.

G. M. HOLLENBACK,  
E. K. WESTFALL,  
E. E. LANE,  
J. G. FREEMAN,  
E. G. WEBSTER,  
M. R. DEWEY,  
E. F. CULLETON,  
S. Y. THORNTON,  
WM. H. CONDON.

Which was ordered spread of record.

Mr. Armstrong of LaSalle (by consent) submitted the following resolution :

WHEREAS, the Hon. H. B. Bishop, a member of this House, has not been present during the adjourned session of this General Assembly; and whereas the said H. B. Bishop has deserted his family and departed for parts unknown to this House; and whereas the warrants for his per diem are now in the hands of the Auditor; therefore, be it

*Resolved by the House of Representatives, the Senate concurring herein,* That the Auditor is hereby directed to turn over all warrants and claims to the wife of H. B. Bishop, or any other person she may authorize, and that the Treasurer is hereby directed to pay said warrants on presentation by the said Mrs. Bishop, or any person authorized by her.

Which was adopted.

By consent, House bill, No. 847, for "An act to enable cities to change the boundaries of wards, and to establish additional wards," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 66, nays 41.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Bryant, Casey, Condon, Connolly, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Dolton, Dresser, Easley, Griffith, Halpin, Hawes, Hay, Herrington, Herting, Hite of Madison, Hite of St. Clair, Hollenback, Jackson, James, Jessup, Johnston, Kann, Kase, Lane of DeWitt, Lewis, Lietze, Lomax, Mann, Marsh, McAdams, McDonald, McGee, McLaughlin, Meacham, Moore of Adams, Morrison, Newton, Nulton, Oberly, Oleson, Peltzer, Quinn, Ramey, Rogers, Rountree, Scanlan, Scott, Senne, Shaw, Smith, Streeter, Stroud, Thomas, Thornton, Walker, Welzheimer—66.

Those voting in the negative are,

Messrs. Anderson, Bradwell, Branson, Bullard, Cassedy, Carpenter, Chambers, Crawford, Davis, Efner, Ewing, Ferrier, Freeland, Freeman, Gordon, Graham, Granger, Gridley, Henry, Hopkins, Jaquess, Jones, Lane of Hancock, Mitchell, Moore of Marshall, Moffett, Pollock, Pyatt, Rankin, Ray, Savage, Sawyer, Snow, Soule, Stewart of Winnebago, Taggart, Warner, Washburn, Webster, Wicker, Wymore—41.

The bill, not having received the number of votes required by the constitution, was declared lost.

By consent, House bill, No. 765, for "An act making sundry appropriations for the Southern Insane Hospital and Asylum at Anna," was read a third time.

Mr. Moore of Marshall moved to refer the bill to the committee on civil service and retrenchment; which was not agreed to.

The bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 56, nays 41.

Those voting in the affirmative are,

Messrs. Armstrong of Grundy, Bradwell, Branson, Casey, Carpenter, Cullerton, Davis, Dement, Dolton, Dresser, Ferrier, Golden, Gordon, Gridley, Halpin, Hawes, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Jessup, Lane of Hancock, Lomax, Mann, McGee, McLaughlin, McPherran, Meacham, Middlecott, Mitchell, Moore of Adams, Morrison, Oleson, Orendorf, Peltzer, Penfield, Pollock, Pyatt, Ray, Rogers, Rountree, Savage, Shaw, Sheridan, Snow, Soule, Starr, Warner, Washburn, Webster, Westfall, Wicker—56.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Chambers, Connolly, Cronkrite, Darnell, Dewey, Dolan, Efner, Ewing, Freeman, Graham, Granger, Griffith, Henry, Johnston, Jones, Kann, Kase, Lane of DeWitt, Lewis, Marsh, Moore of Marshall, Moffett, Newton, Nulton, Oberly, Pinnell, Plowman, Quinn, Race, Rankin, Sawyer, Scott, Senne, Smith, Stewart of Winnebago, Streeter, Thornton, Wymore—41.

The bill, not having received the number of votes required by the constitution, was declared lost.

Mr. Oberly moved to reconsider the vote by which the bill was lost; which was agreed to.

On motion of Mr. Inscore,

The bill was referred to the committee on civil service and retrenchment.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of their amendments to a bill of the following title, to-wit:

Senate bill, No. 472, for "An act to revise the law in relation to State contracts," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 25th day of March, 1874, laid before the Governor for his approval, viz:

Senate bill, No. 119, for "An act to fix the liability of common carriers receiving property for transportation."

Senate bill, No. 192, for "An act to regulate the labor of the convicts of the penitentiary of the State."

Senate bill, No. 296, for "An act to secure the free passage of fish in all the waters of this State."

Senate bill, No. 238, for "An act to make an appropriation for compensation to military companies for services rendered in the city of Chicago in the month of October, 1871."

Senate bill, No. 330, for "An act making an appropriation for buildings and other improvements for the State Reform School, and for the purchase of stock."

Senate bill, No. 348, for "An act to revise the law in relation to idiots, lunatics, drunkards and spendthrifts."

Senate bill, No. 403, for "An act to revise the law in relation to liens."

Senate bill, No. 442, for "An act to revise the law in relation to clerks of courts."

Senate bill, No. 456, for "An act to revise the law in relation to injunctions."

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

Senate bill, No. 295, for "An act to revise the law in relation to the rate of interest."

Senate bill, No. 403, for "An act to revise the law in relation to liens."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has agreed to the report of the committee of conference on House amendments to Senate bill, No. 279, for "An act to revise the law in relation to the Secretary of State."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage a bill of the following title, to-wit:

House bill, No. 864, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the time for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate have concurred with them in the adoption of their amendments to a bill of the following title, to-wit:

Senate bill, No. 455, for "An act to revise the law in relation to husband and wife."

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

Senate bill, No. 459, for "An act to revise the law in relation to mines."

Senate bill, No. 478, for "An act to revise the law in relation to town-ship insurance companies."

Senate bill, No. 481, for "An act to revise the law in relation to toll roads."

House bill, No. 606, for "An act to revise the law in relation to attachments of boats, vessels and rafts."

House bill, No. 856, for "An act to enable library associations to sell and transfer their real and personal property."

Senate bill, No. 280, for "An act to revise the law in relation to change of venue."

Senate bill, No. 192, for "An act regulating the labor of the convicts of the penitentiary of the State."

Senate bill, No. 238, for "An act to make an appropriation for compensation to military companies for services rendered in the city of Chicago in the month of October, 1871."

Senate bill, No. 296, for "An act to secure the free passage of fish in all waters of this State."

Senate bill, No. 330, for "An act making an appropriation for buildings and other improvements for the State Reform School, and for the purchase of stock."

Senate bill, No. 442, for "An act to revise the law in relation to clerks of courts."

Senate bill, No. 456, for "An act to revise the law in relation to injunctions."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate have agreed to the report of the conference committee on the Senate amendments to House bill, No. 608, for "An act to revise the law in relation to attorneys and counselors," recommending that the Senate recede from its amendment to said bill, by which section 13 was added thereto, and that the House do concur with all the other Senate amendments made to said bill.

A message from the Senate, by Mr. Paddock.

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of the following resolution, to-wit :

WHEREAS, the Hon. H. B. Bishop, a member of this House, has not been present during the adjourned session of this General Assembly; and whereas, the said Hon. H. B. Bishop has deserted his family and departed for parts unknown to this House; and whereas, the warrants for his per diem are now in the hands of the Auditor; therefore, be it

*Resolved by the House of Representatives, the Senate concurring therein,* That the Auditor is hereby directed to turn over all warrants and claims to the wife of Hon. H. B. Bishop, or any other person she may authorize, and that the Treasurer is hereby directed to pay said warrants, on presentation by the said Mrs. Bishop, or any person authorized by her.

The Senate amendments to the House amendments to Senate bill, No. 472, for "An act to revise the law in relation to State contracts," were taken up and concurred in—yeas 81, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Barkley, Brad well, Branson, Bullard, Casey, Carpenter, Coudon, Cronkrite, Crosby, Cullerton, Darnell, Davis, De ment, Dewey, Dresser, Eber, Ewing, Ferrier, Freeman, Graham, Granger, Gridley, Halpin, Hawes, Henry, Hollenback, Jaques, Jackson, James, Jessup, Johnston, Jones, Kann, Laue of Hancock, Lane of DeWitt, Lewis, Lomax, Mann, Marsh, McDonald, McPherran, Meacham, Middlecuff, Mitchell, Moore of Adams, Moffatt, Newton, Oberly, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pratt, Quinn, Ramey, Ray, Rogers, Rountree, Savage, Sawyer, Seune, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Streeter, Taggart, Thomas, Thornton, Warner, Wayman, Webster, Wicker, Wynure, Mr. Speaker—81.

So the Senate amendments to the House amendments were concurred in.

By consent, Senate bill, No. 258, for "An act in regard to the action of account," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 87, nays 0.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of LaSalle, Barkley, Bradwell, Branson, Bryant, Bulard, Casey, Carpenter, Condon, Crawford, Cronkite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dresser, Efner, Ewing, Ferrier, Freeman, Gordon, Graham, Granger, Gridley, Henry, Herrington, Hollenback, Hopkins, Jaques, Jackson, James, Jessup, Johnston, Kann, Lane of Hancock, Lane of DeWitt, Lewis, Lomax, Mann, Marsh, McDonald, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moffett, Newton, Nulton, Oberly, Orendorff, Peltzer, Penfield, Plowman, Pyatt, Race, Ramey, Rankin, Ray, Rogers, Rountree, Savage, Sawyer, Scott, Senna, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stroud, Taggart, Thomas, Thornton, Warner, Washburn, Wayman, Webster, Westfall, Wicker, Wymore, Mr. Speaker—87.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

By consent, Senate bill, No. 558, for "An act to amend section 20 of an act entitled 'an act concerning conveyances,' approved March 29, 1872," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 92, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Barkley, Bocock, Bradwell, Branson, Bryant, Casey, Carpenter, Chambers, Condon, Crawford, Cronkite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dresser, Efner, Ewing, Ferrier, Freeman, Graham, Granger, Gridley, Hart, Henry, Herrington, Hollenback, Hopkins, Inscore, Jaques, Jackson, Johnston, Jones, Kann, Kase, Lane of Hancock, Lewis, Lomax, Mann, Marsh, Massie, McAdams, McDonald, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Moffett, Mulvane, Newton, Nulton, Oakwood, Oberly, Olsson, Peltzer, Pinnell, Plowman, Pyatt, Race, Ramey, Rankin, Ray, Rogers, Rountree, Savage, Scott, Senna, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stroud, Taggart, Thomas, Thornton, Warner, Wayman, Webster, Wicker, Wymore, Mr. Speaker—92.

Messrs. James and Jessup voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill, and ask their concurrence therein.

Mr. Armstrong of LaSalle entered a motion to reconsider the vote by which the House concurred in the report of the committee of conference on House bill, No. 741, for "An act in relation to courts of record in cities."

By consent, Mr. Rountree, from the committee on municipal affairs, to which was referred Senate bill, No. 270, for "An act to authorize the corporate authorities of any cities in this State, having a population of over two hundred thousand inhabitants, to provide for a supply of illuminating gas," reported the same back with the following amendment and recommended its adoption, and that the bill as amended be passed:

Add to section 1: "*Provided*, that no ordinance shall be passed for the erection of gas works, nor shall any gas works, pipes or property connected therewith be leased, nor shall property be purchased for the erection or extension of gas works, except by the vote of three-fourths of the aldermen authorized by law to be elected."

The report of the committee was concurred in, and the amendment adopted.

Mr. Kann submitted the following amendment:

Add to section 3: "*Provided*, that the tax of two mills on the dollar, authorized hereby to be levied, shall not be construed to be in addition to the three per cent. now authorized by law to be levied in such cities."

Which was adopted.

Mr. Oleson submitted the following amendment:

Strike out all after the word "established," in line 12 of section 1.

Which was not adopted.

Mr. Hopkins submitted the following amendment:

Add to section 3 the following: "*Provided*, that no tax shall be levied for any of the purposes herein specified, until a proposition therefor shall have first been submitted to a vote of the people, at an annual or special election for that purpose, and unless a majority of the votes cast at such election shall be in favor of said proposition."

Mr. Bradwell moved to recommit the bill and amendment to the committee on municipal affairs.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed on the 25th day of March, 1874:

House bill, No. 805, for "An act to amend section 107 of an act entitled 'an act in regard to roads and bridges, in counties under township organization,' approved April 11, 1873."

A message from the Senate by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 410, for "An act to amend section 1 of an act entitled 'an act making appropriations for the payment of the indebtedness of the Soldiers' Orphans' Home,' with an amendment to the title thereof.

In the adoption of which amendment I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 433, for "An act to amend section 47 of an act entitled 'an act in regard to evidence and depositions in civil cases,' approved March 29, A. D. 1872."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has refused to concur with them in the passage of a bill of the following title, to-wit:

House bill, No. 371, for "An act to insure the better professional education of practitioners of dental surgery in the State of Illinois."

On motion of Mr. Ferrier,

At 6:15 o'clock P. M. the House adjourned.

THURSDAY, MARCH 26, 1874.

The House met, at the regular hour.

Prayer by Rev. Mr. Hale.

The journal of yesterday was being read, when,

On motion of Mr. Anderson,

The further reading of the same was dispensed with.

By consent, Senate bill, No. 449, for "An act to revise the law in relation to permitting animals to run at large," was read a third time.



On motion of Mr. Ewing,

The bill was referred to the committee on roads, highways and bridges.

By consent, Senate bill, No. 611, for "An act to prevent the licensing of houses of ill-fame and the official inspection or medical examination of the inmates thereof in the incorporated cities, towns and villages of this State," was read a third time.

And the bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 112, nays 6.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Barkley, Blakely, Bocock, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Chambers, Connolly, Crawford, Cronkite, Crosby, Cullerton, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Easley, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Granger, Grant, Gridley, Hart, Hawes, Hay, Henry, Herrington, Hertling, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Incore, Jaquess, Jackson, Johnston, Jones, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Lietze, Loomis, Mann, Marsh, McAdams, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Moffett, Mulvane, Newton, Nulton, Oakwood, Oleason, Penfield, Plunell, Plowman, Pollock, Pyatt, Quinn, Race, Ramey, Rankin, Ray, Rogers, Savage, Sawyer, Scott, Sennet, Shaw, Sheridan, Shumway, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Warner, Wayman, Webster, Westfall, Wicker, Wood, Wymore, Mr. Speaker—112.

Those voting in the negative are,

Messrs. Halpin, Hopkins, Kann, Lomax, Peltzer, Washburn—6.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Hart (by consent), from the committee on civil service and retrenchment, to which was referred Senate bill, No. 591, for "An act to further provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendments adopted, and the bill ordered to a third reading.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred Senate bill, No. 537, for "An act to provide for the payment of the registered indebtedness of counties, townships, cities and towns," reported the same back and recommended that the bill be passed.

The report of the committee was concurred in, the bill read a second time and ordered to a third reading.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred House bill, No. 871, for "An act to amend an act entitled 'an act in regard to attachments in courts of record,'" reported the same back and recommended that the bill be passed.

The report of the committee was concurred in, the bill read a first time and ordered to a second reading.

By consent, Senate bill, No. 458, for "An act to provide for the licensing of, and against the evils arising from the sale of intoxicating liquors," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 93, nays 21.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Blakely, Bocock, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Chambers, Crawford, Cronk-

rite, Crosby, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Ewing, Ferrier, Freeland, Freeman, Gordon, Graham, Granger, Grant, Gridley, Hart, Hawes, Hildrup, Hollenback, Jaquess, Jessup, Johnston, Jones, Kann, Lane of Hancock, Lewis, Loomis, Mann, Marsh, Massie, McGee, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Morrison, Moffett, Mulvane, Nulton, Oakwood, Oberly, Oleson, Penfield, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rogers, Savage, Sawyer, Scott, Shaw, Sheridan, Shumway, Smith, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Streator, Stroud, Taggart, Thornton, Walker, Warner, Webster, Westfall, Wicker, Wood, Wymore, Mr. Speaker—93.

Those voting in the negative are,

Messrs. Condon, Cullerton, Forth, Halpin, Henry, Hite of St. Clair, Hopkins, Jackson, Lane of De Witt, Lomax, McDonald, McLaughlin, Neville, Orendorff, Peltzer, Quinn, Rountree, Senne, Thomas, Washburn, Wayman—21.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

By consent, the motion to reconsider the vote by which Senate bill, No. 466, for "An act to revise the law in relation to pardons," was lost, was taken up and not agreed to.

Senate bills on third reading were taken up, by consent.

Senate bill, No. 577, for "An act to amend sections 1, 2, 4, 7, 9 and 12, of an act entitled 'an act for the registry of electors and to prevent fraudulent voting,' approved February 15, 1865, and to repeal section 10 of said act," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 89, nays 38.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of LaSalle, Barkley, Bocoock, Branson, Bullard, Carpenter, Chambers, Connolly, Crawford, Davis, Dement, Dewey, Dolton, Efner, Ewing, Ferrier, Freeland, Freeman, Gordon, Graham, Granger, Grant, Gridley, Halpin, Hart, Hawes, Hay, Henry, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inacore, Jaquess, Jessup, Johnston, Jones, Kann, Lane of Hancock, Lietze, Loomis, Mann, Massie, McGee, McPherran, Mitchell, Moore of Marshall, Moore of Adams, Morse, Moffett, Mulvane, Neville, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rogers, Savage, Sawyer, Scanlan, Shaw, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Thornton, Walker, Warner, Webster, Wehlheimer, Westfall, Wood, Wymore, Mr. Speaker—89.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Blakely, Bradwell, Bryant, Casey, Cronkrite, Crosby, Darnell, Dolan, Dunham, Easley, Flanders, Forth, Herrington, Hite of Madison, Jackson, Kase, Lane of De Witt, Lewis, Lomax, Marsh, McDonald, Meacham, Middlecoff, Morrison, Nulton, Quinn, Scott, Senne, Shumway, Smith, Streator, Stroud, Washburn, Wayman, Wicker—2.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Ramey, from the committee on roads, highways and bridges, to which was referred Senate bill, No. 449, for "An act to revise the law in relation to permitting animals to run at large," reported the same back with an amendment, and recommended its adoption, and that the bill as amended be passed.

The report of the committee was concurred in, the amendments adopted, and the bill ordered to a third reading.

On motion of Mr. Ramey,

The bill was read a third time.

And all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 85, nays 25.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Barkley, Bradwell, Branson, Bryant, Bullard, Casady, Chambers, Crawford, Cronkrite, Cullerton, Davis, Dement, Dewey, Dunham, Efner, Ewing, Ferrier, Freeland, Freeman, Graham, Granger, Gridley, Griffith, Halpin, Hart, Herting, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Jessup, Johnston, Jones, Kann, Kase, Mann, McAdams, McGee, McLaughlin, McPherran, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moffett,

Mulvane, Newton, Oakwood, Orendorff, Peltzer, Pinnell, Pollock, Pyatt, Quinn, Race, Ramey, Ray, Rogers, Rountree, Savage, Scott, Senné, Shaw, Sheridan, Shumway, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streator, Stroud, Taggart, Thomas, Walker, Warner, Washburn, Wayman, Webster, Weinheimer, Wicker, Wymore, Mr. Speaker—85.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Blakely, Carpenter, Crosby, Darnell, Dolan, Flanders, Forth, Gordon, Henry, In-core, Jaquess, Jackson, Lomax, Loomis, Marsh, McDonald, Meacham, Morrison, Neville, Nulton, Oberly, Oleson, Penfield—25.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

The House resumed the unfinished business, being the consideration of the motion to recommit Senate bill, No. 270, for "An act to authorize the corporate authorities of any cities in this State, having a population of over two hundred thousand inhabitants, to provide for a supply of illuminating gas," and the pending amendments thereto—to the committee on municipal affairs.

and the motion was agreed to.

By consent, Senate bill, No. 537, for "An act to provide for the payment of the registered indebtedness of counties, townships, cities and towns," was read a third time.

Mr. Ray moved to refer the bill to the committee on revenue; which was not agreed to.

On motion of Mr. Moore of Marshall,

The previous question was ordered.

The bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 81, nays 43.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Barkley, Blakely, Bocock, Branson, Bullard, Casey, Connolly, Darnell, Davis, Dement, Dewey, Dolan, Easley, Ewing, Forth, Freeland, Freeman, Golden, Gordon, Grant, Hawes, Henry, Hite of Madison, Hite of St. Clair, Hollenback, In-core, Jaquess, Jackson, Johnston, Kase, Lane of Hancock, Lane of De Witt, Lewis, Loomis, Marsh, Mas-ile, McGee, McPherran, Meacham, Midalecoff, Mitchell, Moore of Marshall, Moore of McAdams, Moose, Moffett, Mulvane, Newton, Nulton, Oakwood, Oberly, Orendorff, Penfield, Pinnell, Pollock, Pyatt, Quinn, Race, Ramey, Rankin, Rogers, Sawyer, Scott, Sheridan, Shumway, Smith, Snow, Soule, Starr, Stroud, Thornton, Walker, Warner, Weinheimer, Westfall, Wicker, Wood, Wymore—81.

Those voting in the negative are,

Messrs. Bradwell, Bryant, Carpenter, Chambers, Condon, Crawford, Cronkrite, Crosby, Cullerton, Dolton, Dresser, Dunham, Efler, Flanders, Graham, Granger, Gridley, Halpin, Hart, Herrington, Hildrup, Hopkins, Jessup, Jones, Kann, Lomax, Mann, Morrison, Oleson, Peltzer, Plowman, Ray, Savage, Scanlan, Senné, Shaw, Stewart of Winnebago, Streator, Taggart, Thomas, Washburn, Wayman, Webster—43.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has refused to concur with them in the passage of a bill of the following title, to-wit:

House bill, No. 500, for "An act to amend section 14 of an act entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet.'"

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 515, for "An act to amend an act entitled 'an act in relation to the penitentiary at Joliet, to be entitled 'an act to provide

for the management of the Illinois State Penitentiary at Joliet,' approved June 16, 1871."

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has refused to concur with them in the passage of a bill of the following title, to-wit :

House bill, No. 149, for "An act to appropriate fifty thousand dollars to complete the Douglas monument at Chicago."

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit :

House bill, No. 735, for "An act to amend section 40 of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872."

House bill, No. 806, for "An act to amend section 6 of 'an act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms,' approved March 7, 1872."

House bill, No. 810, for "An act to amend section fifty (50) of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

A message from the Senate, by Mr. Paddock :

Mr. Speaker : I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit :

House bill, No. 623, for "An act to revise the law in relation to counties," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and, on the 26th day of March, 1874, laid before the Governor for his approval, to-wit :

House bill, No. 741, for "An act in relation to courts of record in cities."

House bill, No. 815, for "An act to extend the jurisdiction of county courts, and to provide for the practice thereof, to fix the time for holding the same, and to repeal an act therein named."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 26th day of March, 1874, laid before the Governor for his approval, viz :

House bill, No. 730, for "An act to amend an act entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto,' and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved April 7, A. D. 1871."

House bill, No. 607, for "An act in regard to attorneys general and State's attorneys."

House bill, No. 864, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the time for holding the same in

the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit:

WHEREAS, the members of the joint committee of revision have received payment of their per diem only until the first day of November, 1873, while in fact they were necessarily engaged in the discharge of their duties upon said committee until the 10th day of December; therefore, be it

*Resolved by the Senate, the House of Representatives concurring herein,* That the members of said committee be paid out of the proper appropriation the per diem allowed by law to members of the General Assembly for the time they have been so engaged, between the said first day of November and the tenth day of December, and that the President of the Senate and the Speaker of the House make the proper certificate therefor.

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled on the 26th day of March, 1874, laid before the Governor for his approval, viz:

Senate bill, No. 315, for "An act to revise the law in relation to mortgages of real estate and personal property."

Senate bill, No. 489, for "An act in relation to the office of chancellor in universities of learning."

Senate bill, No. 493, for "An act to amend an act entitled 'an act in regard to roads and bridges in counties under township organization.'"

Senate bill, No. 522, for "An act authorizing the trustees of the State Reform School to lease the labor of the inmates."

Senate bill, No. 552, for "An act to appropriate money for the purchase of furniture and bedding for the Illinois Soldiers' Orphans' Home."

Senate bill, No. 587, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873."

Senate bill, No. 614, for "An act making an appropriation for the payment of the claim of A. Paine, for binding the first and second volumes of the report of the Geological Survey of Illinois."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed, and on the 26th day of March, 1874, to-wit:

House bill, No. 888, for "An act to prevent the licensing of houses of ill-fame and the inspection or medical examination of the inmates thereof in the incorporated cities, towns and villages of this State."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 310, for "An act to provide for the sale of unclaimed property by common carriers, warehousemen and innkeepers," with amendments thereto.

In the adoption of which amendment I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 712, for "An act to amend an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872, in force July 1, 1872."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has refused to concur with them in the adoption of their amendment to a bill of the following title, to-wit:

Senate bill, No. 596, for "An act in relation to gas companies."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit:

House bill, No. 425, for "An act making an appropriation for the benefit of the State Board of Agriculture, and of county agricultural boards."

House bill, No. 880, for "An act to amend sections 6 and 7, of article 4, of an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1, 1872."

House bill, No. 642, for "An act to revise the law in relation to the Illinois and Michigan Canal, and for the improvement of the Illinois and Little Wabash rivers."

On motion of Mr. Kase,

At 12:25 o'clock P. M. the House adjourned to 2:30 o'clock P. M.

#### TWO-THIRTY O'CLOCK, P. M.

The House met, pursuant to adjournment.

By consent, Senate bill, No. 513, for "An act to amend section twenty four of 'an act for the assessment of property, and the levy and collection of taxes,' approved March 30, 1872, in force July 1, 1872," was read a second time.

Mr. Plowman submitted the following amendment:

Strike out all after the enacting clause and insert the following:

"§ 128 All State taxes shall be extended by the respective county clerks upon the property in their counties, upon the valuation produced by the equalization and assessment of property by the State Board of Equalization, and all county, city, (when the proper authorities thereof shall have certified to the county clerk the amount of taxes they require,) town, village, district and other taxes, shall be extended on the assessed valuation of property, as corrected and equalized by the county board, within their respective jurisdictions. In the extension of taxes, the fraction of a cent shall be extended as one cent."

Mr. Granger moved to lay the amendment on the table; which was agreed to—yeas 62, nays 32—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Meers. Alexander of Montgomery, Blakely, Bocoock, Bradwell, Branson, Bryant, Cassidy, Carpenter, Chambers, Crawford, Crosby, Darnell, Davis, Dement, Dewey, Dunham, Efner, Flanders, Forth, Freeman, Golden, Graham, Granger, Gridley, Griffith, Harvey, Hawes, Hildrup, Hopkins, Jaques, Jackson, Johnston, Lane of DeWitt, Lewis, Lomax, Mann, Marsh, Massie, McDonald, McPherran, Middlecoff, Moore of Marshall, Moffett, Newton, Nulton, Oberly, Peltzer, Penfield, Pollock, Rankin, Ray, Sawyer, Senne, Sheridan, Stewart of Winnebago, Stewart of McLean, Streeter, Walker, Wayman, Webster, Westfall, Wood—62.

Those voting in the negative are,

Meers. Alexander of Crawford, Armstrong of LaSalle, Bullard, Condon, Dresser, Ewing, Halpin, Hart, Henry, Herting, Hite of Madison, Hite of St. Clair, Hollenback, Inscore, Jones, Kann, Kase, Lane of Hancock, McAdams, McLaughlin, Meacham, Moose, Neville Plowman, Quinn, Race, Ramey, Rogers, Stroud, Thomas, Weinheimer, Wicker—32.

So the amendment was laid on the table.

Mr. Jones (by consent), from the committee on contingent expenses, to which was referred Senate bill, No. 110, for "An act for the relief of the prosecuting attorney of the Alton city court," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, and the bill was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 18, nays 86.

Those voting in the affirmative are,

Meers. Ballow, Bradwell, Branson, Flander, Golden, Hart, Hildrup, Hollenback, Inscore, Jaques, Jackson, Jessup, Loomis, Mulvane, Orendorf, Smith, Soule, Starr—18.

Those voting in the negative are,

Meers. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Blakely, Bocoock, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Condon, Crawford, Cronkrite, Crosby, Darnell, Davis, Dolan, Dolton, Dresser, Dunham, Efner, Ewing, Forth, Freeland, Freeman, Granger, Grant, Gridley, Griffith, Halpin, Harvey, Henry, Herting, Hite of Madison, Hite of St. Clair, Johnston, Jones, Kann, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Lomax, Mann, Marsh, Massie, McAdams, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moose, Morrison, Moffett, Neville, Newton, Nulton, Oberly, Peltzer, Pollock, Quinn, Race, Ramey, Rankin, Rogers, Senne, Sheridan, Shumway, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Walker, Wayman, Webster, Weinheimer, Westfall, Wicker, Wood, Wymore—86.

The bill, not having received the number of votes required by the constitution, was declared lost.

Mr Jones (by consent), from the committee on contingent expenses, to which was referred Senate bill, No. 364, for "An act to appropriate money to pay the salary and expense of publishing the report of the State Entomologist," reported the same back, and recommended that the bill be passed.

The report of the committee was concurred in, and the bill was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 81, nays 38.

Those voting in the affirmative are,

Meers. Alexander of Montgomery, Armstrong of LaSalle, Ballow, Bocoock, Bradwell, Branson, Bullard, Cassidy, Carpenter, Chambers, Condon, Crawford, Cronkrite, Crosby, Davis, Dement, Dolton, Dunham, Efner, Ewing, Flanders, Freeland, Freeman, Golden, Gordon, Graham, Granger, Gridley, Hart, Hawes, Herrington, Hite of Madison, Hildrup, Hollenback, Hopkins, Inscore, Jackson, Jessup, Johnston, Jones, Lane of Hancock, Lewis, Loomis, Mann, Marsh, McAdams, McPherran, Meacham, Middlecoff, Mitchell, Moose, Morrison, Moffett, Mulvane, Neville, Newton, Nulton, Oberly, Oleson, Orendorf, Peltzer, Penfield, Ramey, Ray, Rogers, Savage, Sawyer, Sheridan, Smith, Soule, Starr, Stewart of McLean, Stroud, Taggart, Thomas, Walker, Warner, Washburn, Westfall, Wicker, Mr. Speaker—81.

Those voting in the negative are,

Messrs. Alexander of Crawford, Anderson, Blakely, Bryant, Casey, Cullerton, Darnell, Dolan, Eastley, Forth, Grant, Halpin, Henry, Herting, Jaques, Kann, Kase, Lane of DeWitt, Lomax, Massie, McGee, McLaughlin, Moore of Marshall, Plowman, Pollock, Quinn, Race, Rankin, Scott, Senne, Stewart of Winnebago, Streeter, Thornton, Wayman, Webster, Weinheimer, Wood, Wymore—38.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

The Senate amendments to House bill, No. 310, for "An act to provide for the sale of unclaimed property by common carriers, warehousemen and innkeepers," were taken up and concurred in—yeas 90, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Blakely, Boccock, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Condon, Crawford, Cronkite, Crosby, Cullerton, Darnell, Davis, Dement, Dolan, Dolton, Dresser, Dunham, Ewing, Forth, Freeland, Gordon, Graham, Granger, Grant, Gridley, Herrington, Herting, Hildrup, Hollenback, Hopkins, Inscore, Jaques, Jackson, Johnston, Jones, Kase, Lane of Hancock, Lewis, Loomis, Mann, Massie, McAdams, McLaughlin, McPherran, Middlecoff, Mitchell, Moore of Adams, Moose, Moffett, Mulvane, Newton, Nulton, Oberly, Orendorff, Peltzer, Pollock, Quinn, Rankin, Ray, Rogers, Rountree, Savage, Sawyer, Scanlan, Scott, Seene, Sheridan, Smith, Soule, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Thornton, Walker, Washburn, Wayman, Weinheimer, Wicker, Wood, Wymore—90.

Mr. Lomax voted in the negative.

So the Senate amendments were concurred in.

A message from the Governor, by Philo J. Beveridge, Private Secretary :

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

Senate bill, No. 614, for "An act making an appropriation for the payment of the claim of A. Paine, for binding the first and second volumes of the report of the geological survey of Illinois."

House bill, No. 607, for "An act in regard to attorneys general and State's attorneys."

House bill, No. 864, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the time for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873."

House bill, No. 815, for "An act to extend the jurisdiction of county courts, and to provide for the practice thereof, to fix the time for holding the same, and to repeal an act therein named."

House bill, No. 741, for "An act in relation to courts of record in cities."

A message from the Governor, by Philo J. Beveridge, Private Secretary :

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

Senate bill, No. 315, for "An act to revise the law in relation to mortgages of real and personal property."

Senate bill, No. 493, for "An act to amend an act entitled 'an act in regard to roads and bridges in counties under township organization'."

Senate bill, No. 522, for "An act authorizing the trustees of the State Reform School to lease the labor of the inmates."

Senate bill, No. 532, for "An act to appropriate money for the purchase of furniture and bedding for the Illinois Soldiers' Orphans' Home."

Senate bill, No. 587, for "An act to amend an act entitled 'an act concerning circuit courts, and to fix the times for holding the same in the several counties in the judicial circuits in the State of Illinois, exclusive of the county of Cook,' approved May 2, 1873."



A message from the Senate by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit :

House bill, No. 719, for "An act to enable cities and villages to establish and regulate cemeteries."

House bill, No. 834, for "An act to provide for the payment of the expenses of the Senate penitentiary investigating committee, and the expenses of witnesses, and miscellaneous expenses of the House penitentiary committee," with amendments thereto.

In the adoption of which amendments I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit :

House bill, No. 17, for "An act to enable boards of underwriters incorporated by or under the laws of the State of Illinois, to establish and maintain a fire patrol."

House bill, No. 837, for "An act to amend an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873."

A message from the Senate by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has refused to concur with them in the passage of a bill of the following title, to-wit :

House bill, No. 594, for "An act to amend an act entitled 'an act to provide for the incorporation of cities and villages.'"

A message from the Senate by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following titles, to-wit :

House bill, No. 891, for "An act to amend section twenty-two (22) of an act concerning jurors, and to repeal certain acts therein named, approved March 12, 1874," with an amendment thereto.

In the adoption of which amendment I am instructed to ask the concurrence of the House of Representatives.

A message from the Senate by Mr. Ray :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit :

*Resolved by the Senate, the House of Representatives concurring herein, That when the two houses of this General Assembly shall adjourn on Thursday, April 2d, they shall respectively stand adjourn sine die.*

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

The following Senate amendments to House bill, No. 623, for "An act to revise the law in relation to counties," were taken up, to-wit :

First—Amend section 26, by striking out all of the first clause of said section, after the word "therefor," in the 6th line."

Which was not concurred in—yeas 3, nays 100.

Those voting in the affirmative are,

Messrs. Chambers, Dement, Loomis.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Condon, Cronkrite, Crosby, Cullerton, Darnell, Davis, Dolan, Dresser, Easley, Eber, Ewing, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Griffith, Halpin, Hart, Hawes, Henry, Hite of Madison, Hite of St.

Clair, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Jessup, Johnston, Kann, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Lomax, Marsh, Massie, McAdams, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Morrison, Mulvane, Newton, Nulton, Oakwood, Oberly, Oleson, Orendorff, Peltzer, Penfield, Plowman, Pollock, Quinn, Race, Ramey, Rankin, Ray, Rogers, Rountree, Savage, Sawyer, Scott, Senne, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Streeter, Stroud, Thomas, Thornton, Warner, Webster, Weinheimer, Westfall, Wicker, Wymore, Mr. Speaker—100.

So the first Senate amendment was not concurred in.

Second—Amend said bill by adding at the end of section 35 the following words: "*Provided*, that no claim shall be audited and allowed against the county, unless the same is presented within one year of the time the same becomes due and payable to said board."

Which was not concurred in—yeas 34, nays 65.

Those voting in the affirmative are,

Meers. Bradwell, Branson, Bryant, Bullard, Cassidy, Carpenter, Condon, Crawford, Crosby, Darnell, Dresser, Easley, Firth, Freeman, Graham, Granger, Gridley, Jones, Lane of Hancock, Lane of DeWitt, Loomis, Mann, Massie, McDonald, Middlecoff, Plowman, Quinn, Rankin, Sheridan, Smith, Stewart of McLean, Thornton, Wayman, Wicker—34.

Those voting in the negative are,

Meers. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Casey, Chambers, Davis, Dement, Dewey, Dolan, Dunham, Efner, Ewing, Ferrier, Freeland, Golden, Grant, Griffith, Hart, Harvey, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Johnston, Kase, Lewis, Lomax, Marsh, McLaughlin, Meacham, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Moffett, Mulvane, Neville, Newton, Oberly, Oleson, Orendorff, Peltzer, Pollock, Race, Ramey, Ray, Savage, Scott, Senne, Soule, Stewart of Winnebago, Streeter, Stroud, Thomas, Walker, Webster, Weinheimer, Westfall, Wood, Wymore, Mr. Speaker—65.

So the second Senate amendment was not concurred in.

The third fourth and fifth amendments, as follows:

Strike out in line 4, section 38, the words "when this law goes into effect."

Amend section 39, by adding: "*Provided*, that any surplus remaining in the treasury after full payment of such indebtedness, shall be transferred to the common fund of the county."

Amend article 2, of section 59, by inserting after the word "Norwood" the word "park."

Were concurred in—yeas 93, nays 0.

Those voting in the affirmative are,

Meers. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Bartley, Blakely, Bradwell, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Condon, Crawford, Cronkite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Easley, Efner, Ewing, Flanders, Firth, Freeland, Freeman, Golden, Gordon, Graham, Granger, Gridley, Griffith, Hart, Harvey, Hawes, Henry, Hite of St. Clair, Hollenback, Inscore, Jaquess, Jackson, Johnston, Lane of DeWitt, Lewis, Loomis, Mann, Marsh, Massie, McLaughlin, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Morrison, Moffett, Mulvane, Neville, Newton, Oberly, Oleson, Pollock, Race, Ramey, Ray, Savage, Sawyer, Scanlan, Scott, Senne, Sheridan, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Washburn, Wayman, Webster, Wicker, Wood, Wymore, Mr. Speaker—93.

So the 3d, 4th and 5th Senate amendments were concurred in.

Mr. Hart (by consent) submitted the following report:

SPRINGFIELD, ILL., March 29, 1874.

TO HON. S. M. CULLOM,

*Speaker of the House of Representatives:*

Your committee on civil service and retrenchment, to whom was referred House bill, No. 765, for "An act making sundry appropriations for the Southern Insane Hospital and Asylum at Anna," having had the same under consideration, beg leave to report the same back, with amendments thereto, and recommend that the bill as amended do pass.

The report of the committee was concurred in, the amendments adopted, and the bill ordered engrossed for a third reading.

The Senate amendment to the title to House bill, No. 410, for "An act to amend section one of an act entitled 'an act making appropriations for the payment of the indebtedness of the Soldiers' Orphans' Home,'" was taken up and concurred in.

The Senate message refusing to concur in the House amendment to Senate bill, No. 596, for "An act in relation to gas companies," was taken up.

Mr. Cronkrite moved that the House recede from its amendment to said bill; which was agreed to—yeas 83, nays 24.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of LaSalle, Blakely, Bocock, Branson, Bryant, Chambers, Condon, Crawford, Cronkrite, Crosby, Darnell, Davis, Dement, Dolton, Dresser, Dunham, Easley, Efner, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Graham, Granger, Grant, Gridley, Hart, Harvey, Hawes, Herrington, Herting, Hite of St. Clair, Hollenback, Hopkins, Jaquess, Jackson, Jessup, Johnston, Jones, Kann, Lane of DeWitt, Lewis, Marsh, Massie, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moffett, Mulvane, Nulton, Oleson, Orendorff, Peltzer, Penfield, Plowman, Pollock, Ray, Rogers, Savage, Sawyer, Scanlan, Senne, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Walker, Warner, Webster, Westfall, Wymore, Mr. Speaker—83.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Barkley, Bradwell, Casey, Cassidy, Carpenter, Cullerton, Dewey, Dolan, Golden, Hite of Madison, Kase, Lomax, Loomia, Morrison, Newton, Rountree, Scott, Sheridan, Thomas, Washburn, Weinheimer, Wicker, Wood—24.

So the motion to recede was agreed to.

The Senate amendments to House bill, No. 719, for "An act to enable cities and villages to establish and regulate cemeteries," were taken up and concurred in—yeas 84, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of LaSalle, Barkley, Blakely, Bradwell, Branson, Bryant, Casey, Carpenter, Chambers, Crawford, Cronkrite, Crosby, Darnell, Davis, Dewey, Dolton, Dresser, Easley, Efner, Ferrier, Forth, Golden, Gordon, Graham, Granger, Gridley, Hawes, Herting, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Jaquess, Jackson, Jessup, Johnston, Jones, Kann, Kase, Lewis, Loomia, Marsh, McDonald, McLaughlin, McPherran, Meacham, Middlecoff, Moore of Marshall, Moore of Adams, Morrison, Mulvane, Newton, Nulton, Oleson, Penfield, Plowman, Pollock, Rankin, Ray, Rogers, Savage, Sawyer, Scanlan, Scott, Senne, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Warner, Webster, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—84.

Messrs. Halpin and Lomax voted in the negative.

So the Senate amendments were concurred in.

The joint resolution reported from the Senate in relation to the payment to members of the joint committee on revision the *per diem* allowed to members of the General Assembly, from November 1st to December 10th, was taken up and adopted.

The Senate amendments to House bill, No. 834, for "An act to provide for the payment of the expenses of the Senate penitentiary investigating committee, and the expense of witnesses, and miscellaneous expenses of the House penitentiary committee," were taken up and concurred in—yeas 87, nays 5.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Anderson, Armstrong of LaSalle, Barkley, Blakely, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Condon, Crawford, Cronkrite, Darnell, Davis, Dement, Dewey, Dolton, Dresser, Easley, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Graham, Granger, Gridley, Hart, Hawes, Herrington, Herting, Hite of St. Clair, Hildrup, Hollenback, Jaquess, Jackson, Johnston, Jones, Kase, Lane of DeWitt, Lewis, Loomia, Marsh, Massie, McLaughlin, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Moffett, Mulvane, Newton, Oleson, Peltzer, Plowman, Pollock, Rankin, Ray, Savage, Sawyer, Scanlan, Scott, Senne, Sheridan, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Warner, Washburn, Weinheimer, Westfall, Wicker, Wood, Mr. Speaker—87.

Those voting in the negative are,

Messrs. Ferrier, Halpin, Lomax, Quinn, Wymore—5.

So the Senate amendments were concurred in.

Mr. Quinn moved to reconsider the vote by which the joint resolution in relation to the pay of the joint committee on revision, from November 1st to December 10th, was adopted; which was not agreed to—yeas 30, nays 68.

Those voting in the affirmative are,

Messrs. Blakely, Cassidy, Crosby, Dement, Dolan, Efner, Flanders, Forth, Freeman, Henry, Jaques, Johnston, Kase, Lomax, Loomis, McLaughlin, Moore of Marshall, Morrison, Moffett, Newton, Orendorf, Quinn, Rountree, Scanlan, Scott, Taggart, Weinheimer, Westfall, Wicker, Wymore—30.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Bacock, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Chambers, Crawford, Cronkrite, Culleton, Davis, Dewey, Dolton, Dresser, Ewing, Ferrier, Freeland, Golden, Graham, Granger, Gridley, Halpin, Hart, Hawes, Herting, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Jackson, Jones, Kann, Mann, Marsh, Massie, McAdams McDonald, Meacham, Middlecoff, Moore of Adams, Mulvane, Oberly, Peltzer, Penfield, Pollock, Ramey, Ray, Rogers, Savage, Sawyer, Senne, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Thomas, Walker, Washburn, Wood, Mr. Speaker—68.

So the motion to reconsider was not agreed to.

By consent, Senate bill, No. 556, for "An act to authorize the removal of the feeder dam across the Calumet river, near Blue Island, in Cook county, in the State of Illinois, and to provide compensation to Christian Pfeiffer and John Roll for any loss they may sustain by its removal," was read a third time.

And the bill and all amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 107, nays 17.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Bacock, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Condon, Crawford, Culleton, Darnell, Davis, Dement, Dewey, Dolton, Dunham, Efner, Ewing, Ferrier, Freeland, Freeman, Golden, Gordon, Graham, Granger, Gridley, Halpin, Hart, Hawes, Herrington, Herting, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jaques, Jackson, Jessup, Johnston, Jones, Kann, Lane of Hancock, Lane of DeWitt, Loomis, Mann, Marsh, Massie, McAdams McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Morrison, Mulvane, Neville, Newton, Nulton, Oberly, Oleson, Orendorf, Peltzer, Penfield, Plowman, Pollock, Race, Ramey, Ray, Rogers, Rountree, Savage, Sawyer, Scanlan, Scott, Senne, Shaw, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Walker, Warner, Washburn, Webster, Weinheimer, Wicker, Wood, Mr. Speaker—107.

Those voting in the negative are,

Messrs. Blakely, Cronkrite, Crosby, Dolan, Flanders, Forth, Grant, Henry, Kase, Lomax, McDonald, Moore of Marshall, Moffett, Quinn, Thornton, Westfall, Wymore—17.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

By consent, Senate bills on third reading were taken up.

By consent, the Senate joint resolution in relation to adjournment *sine die* on Thursday next, was taken up.

On motion of Mr. Jones,

The further consideration of the resolution was postponed until tomorrow, at 2:30 o'clock P. M.

Senate bill, No. 591, for "An act to further provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 77, nays 44.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Bacock, Bradwell, Branson, Bryant, Bullard, Carpenter, Crawford, Culleton, Davis, Dement, Dewey, Dolton, Dresser, Ewing, Ferrier, Freeland, Freeman, Gordon, Granger, Gridley, Hart, Hawes, Hay, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jaques, Jessup, Johnston, Jones, Kann, Lane of Hancock, Mann, Massie, McGee, Middlecoff, Mitchell, Moore of Marshall, Moose, Moffett, Mulvane, Oleson, Orendorf, Peltzer, Penfield, Pollock, Ramey, Rankin, Ray, Rogers, Rountree, Savage, Sawyer, Scanlan, Senne, Shaw, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Walker, Warner, Webster, Westfall, Wicker, Wood, Mr. Speaker—77.

Those voting in the negative are,

Messrs. Alexander of Crawford, Blakely, Casey, Cassidy Chambers, Condon, Cronkrite, Darnell Dolan, Dunham, Efner, Flanders, Forth, Graham, Grant, Griffith, Halpin, Henry, Herrington, Jackson Lane, Lane of DeWitt, Lomax, Loomis, Marsh, McAdams, McDonald, McLaughlin, McPherran, Meacham, Moore of Adams, Morrison, Neville, Newton, Nulton, Plowman, Quinn, Scott, Smith, Streeter Stroud, Thornton, Weinheimer, Wymore—44.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

The Senate amendment to the title of House bill, No. 891, for "An act to amend section twenty-two (22) of an act concerning jurors, and to repeal certain acts therein named, approved March 12, 1874," was taken up and concurred in.

Senate bill, No. 608, for "An act to amend section 92 of an act entitled 'an act for the assessment of property and for the levy and collection of taxes,' approved March 30, 1872," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 82, nays 11.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Blakely, Bradwell, Branson, Bryant, Casey, Cassidy, Carpenter, Chambers, Condon, Crawford, Cronkrite, Darnell, Dement, Dewey, Dresser, Dunham, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Grant, Gridley, Griffith, Halpin, Hart, Hawes, Hite of St. Clair, Hollenback, Inscore, Jaquess, Jackson, Jessup, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Lewis, Loomis, Marsh, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Neville, Newton, Nulton, Oberly, Peltzer, Penfield, Pollock, Quinn, Ramey, Rogers, Savage, Sawyer, Shaw, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Streeter, Stroud, Taggart, Thornton, Walker, Warner, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—82.

Those voting in the negative are,

Messrs. Boocock, Cullerton, Dolton, Hopkins, Kann, Lomax, Oleson, Plowman, Rountree, Scanlan, Westfall—11.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 543, for "An act concerning covenants of warranty," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 97, nays 3.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Armstrong of LaSalle, Barkley, Blakely, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Chambers, Condon, Crawford, Cullerton, Darnell, Dement, Dewey, Dolan, Dresser, Dunham, Easley, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Graham, Grainger, Grant, Gridley, Griffith, Hart, Hawes, Henry, Hertling, Hite of St. Clair, Hollenback, Jaquess, Jackson, Jessup, Johnston, Jones, Kann, Kase, Lewis, Loomis, Mann, Marsh, Massie, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Moose, Morrison, Mulvane, Neville, Newton, Nulton, Oberly, Orendorf, Peltzer, Penfield, Plowman, Pollock, Ramey, Rankin, Ray, Rogers, Savage, Sawyer, Sheridan, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thornton, Walker, Warner, Webster, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—97.

Those voting in the negative are,

Messrs. Lomax, Oleson, Rountree—3.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 26th day of March, 1874, laid before the Governor for his approval, viz :

House bill, No. 712, for "An act to amend an act entitled 'an act to fix the salaries of State officers; of the judges of the cir-

cuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' approved March 29, 1872, in force July 1, 1872."

House bill, No. 433, for "An act to amend section 47 of an act entitled 'an act in regard to evidence and depositions in civil cases,' approved March 29, A. D. 1872."

House bill, No. 425, for "An act making an appropriation for the benefit of the State Board of Agriculture, and of county agricultural boards."

House bill, No. 831, for "An act to enable the corporate authorities now or hereafter incorporated under an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1, 1872, to acquire by purchase, lease, or gift, establish, maintain, license and regulate ferries, bridges, the approaches thereto, and tolls thereon."

House bill, No. 828, for "An act to amend an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873."

House bill, No. 603, for "An act to revise the law in relation to the department of agriculture, county agricultural boards and agricultural fairs."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has refused to concur with them in the adoption of their amendment to a bill of the following title, to-wit:

Senate bill, No. 449, for "An act to revise the law in relation to permitting animals to run at large."

The Senate message refusing to concur in the House amendment to Senate bill, No. 449, for "An act to revise the law in relation to permitting animals to run at large," was taken up.

Mr. Thomas moved that the House recede from its amendment to said bill; which was agreed to—yeas 87, nays 22.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Barkley, Blakely, Boock, Bradwell, Branson, Bryant, Bullard, Casey, Carpenter, Condon, Crawford, Cronkite, Crosby, Cullerton, Daruell, Dement, Dewey, Dolan, Dresser, Dunham, Easley, Forth, Gordon, Granger, Griffith, Griffith, Halpin, Hart, Hawes, Henry, Herting, Hite of St. Clair, Hopkins, Jaques, Jackson, Jessup, Kann, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Marsh, Massie, McDonald, McLaughlin, McPherran, Middlecoff, Mitchell, Moore of Marshall, Moore of Adams, Morrison, Mulvane, Nulton, Nulton, Oakwood, Oleson, Orendorff, Pollock, Pyatt, Race, Rankin, Ray, Rogers, Rountree, Scott, Senne, Shaw, Smith, Soule, Starr, Stewart of Winnebago, Streeter, Stroud, Taggart, Thomas, Thorton, Walker, Warner, Washburn, Wayman, Wicker, Wood, Wymore, Mr. Speaker—87.

Those voting in the negative are,

Messrs. Cassidy, Efner, Ewing, Ferrier, Graham, Grant, Hite of Madison, Inscore, Johnston, Mann, Moffett, Neville, Oberly, Pinnell, Ramey, Savage, Scanlan, Sheridan, Snow, Stewart of McLean, Webster, Weinheimer—22.

So the House receded from its amendment.

Senate bill, No. 557, for "An act to empower the Auditor to draw his warrants for unexpended money heretofore appropriated to the Institution for the Education of the Blind, and for a further appropriation to said institution," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 82, nays 17.

Those voting in the affirmative are,

Messrs. Armstrong of LaSalle, Bradwell, Branson, Bryant, Casey, Cassidy, Carpenter, Chambers, Condon, Crawford, Cullerton, Davis, Dement, Dresser, Dunham, Easley, Ewing, Ferrier, Freeland, Freeman, Gordon, Granger, Grant, Gridley, Griffith, Hawes, Hay, Herrington, Herting, Hite of Madison, Hite of St. Clair, Hollenback, Hopkins, Jaquess, Jackson, Jessup, Johnston, Jones, Kase, Lane of Hancock, Lewis, Mann, Marsh, McDonald, McGee, McLaughlin, McPherran, Meacham, Middlecoff, Mitchell, Moore of Adams, Moffett, Mulvane, Neville, Newton, Nulton, Oberly, Orendorff, Peltzer, Penfield, Plowman, Pollock, Quinn, Ramey, Ray, Rogers, Rountree, Savage, Shaw, Smith, Snow, Soule, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Walker, Warner, Washburn, Wicker, Mr. Speaker—82.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Darnell, Dewey, Dolan, Efuor, Forth, Graham, Halpin, Kann, Lietze, Lomax, Massie, Moore of Marshall, Oleson, Webster, Wood, Wymore—17.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

By consent, Senate bill, No. 603, for "An act to amend an act entitled 'an act to remedy the evils consequent upon the destruction of any public records by fire, or otherwise,' approved April 9, 1872,"

Was read a second time, and ordered to a third reading.

Mr. Plowman (by consent) submitted the following report :

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

The committee on public buildings and grounds, under instructions contained in the following resolution, adopted by this House March 19, 1874, to-wit :

WHEREAS, the law creating the Board of State House Commissioners, and for the erection of the new State House, requires that all contracts for work or materials over and above \$2,500 shall be let to the lowest and best bidder, after notice of such letting shall have been publicly given, etc.; and whereas, it is charged that the said Commissioners, in letting contracts without inviting such competition, and having such work done by the day, in violation of law : therefore,

*Resolved*, That the committee on public buildings and grounds be instructed to examine into such charges, and report to the House, at as early a day as practicable, what action, if any, is necessary in the premises ;"

Submit the following report :

Your committee has investigated the charges against the commissioners as fully and thoroughly as time would permit and the necessity of the case seemed to demand, and find substantially the following facts :

*First*—That the commissioners duly advertised for bids according to law, to do the ornamental plastering inside the new State House, the materials used to be plaster of paris and "carton pierre," according to specifications.

*Second*—That in response to this advertisement seven bids were received, which were opened by the commissioners, September 3, 1873 : The sums named in these bids, at which the bidders proposed to do the work, were as follows : \$65,000, \$124,275, \$145,000, \$147,000, \$160,000, \$183,000, \$185,000.

*Third*—That the award was made to Smith and Eastman, of Chicago, their bid being the lowest, at the sum of \$65,000.

*Fourth*—That the award was first accepted by Smith and Eastman, but they afterwards, and do now, refuse to sign the necessary bond and enter into a contract to do the work at the price stated in their bid.

*Fifth*—That on account of the great difference between the lowest bid and the next lowest, being \$59,275, the commissioners did not feel warranted in letting the contract at that price, and the bid of \$124,275 was rejected.

*Sixth*—That the commissioners then decided, before again advertising for bids to do this work, to employ skilled workmen by the day, and to finish three rooms, which is now being done, and to keep an accurate account of the expenditures, to enable them to determine what would be a reasonable price for this class of work, that they might act more intelligently in the future. It is proper to state, in this connection, that "carton pierre" is said to be very superior for fine finish, and is not yet in general use in this country.

Your committee are of the opinion that the commissioners have acted wisely in this matter, and in a manner to subserve the best interests of the State. There is no evidence showing that they have transcended their authority, or proceeded in violation of the law. The charges preferred against the commissioners were of a vague and indefinite character, and the impression left upon the minds of your committee was that the persons preferring them were actuated rather by self-interest, and in a spirit of disappointment at not being able to obtain profitable State contracts and employment from the commissioners, than by any earnest desire to serve or protect the best interests of the people. In other words, imaginary personal grievances seemed to be the true cause of complaint.

From all the evidence before them, your committee have arrived at the conclusions stated. They therefore can see no good reason for the House taking any further action in the premises.

J. PLOWMAN,  
A. ORENDORFF,  
S. S. MANN,  
JOHN THOMAS,  
J. P. MIDDLECOFF,  
JOHN PENFIELD,  
JOHN H. OBERLY,  
JAMES R. LOOMIS,  
OTTO PELTZER.

The report was laid on the table.

Mr. Pyatt (by consent) presented petitions from citizens of Randolph county in relation to the liquor law; which were referred to the committee on temperance.

On motion of Mr. Armstrong of LaSalle,

At 6:05 o'clock P. M., the House adjourned.

FRIDAY, MARCH 27, 1874.

The House met, at the regular hour.

Prayer by Rev. Mr. Gill.

The journal of yesterday was being read, when,

On motion of Mr. Johnston,

The further reading of the same was dispensed with.

Mr. Armstrong of Grundy (by consent) submitted the following resolution:

*Resolved by the House of Representatives, That the Senate be and are hereby requested to return to this House revision bill, No. 323, entitled "Counties."*

Which was adopted.



Senate bills on third reading being in order,  
Senate bill, No. 600, for "An act to provide for the publication of the Revised Statutes of the State," was read a third time.

Mr. Scanlan moved to refer the bill to the committee on printing.

On motion of Mr. Johnston,

The motion to refer was laid on the table.

And the bill and all amendments thereto having first been printed and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 89, nays 35.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Anderson, Armstrong of LaSalle, Bocock, Booth, Bullard, Cassedy, Carpenter, Chambers, Crawford, Cullerton, Davis, Dement, Dewey, Dolton, Dresser, Dunham, Efner, Ewing, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Gridley, Hart, Harvey, Hawes, Hay, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jaquess, Johnston, Jones, Kann, Lane of Hancock, Lewis, Lietze, Lomax, Mann, Massie, McGee, McLaughlin, Mitchell, Moffett, Mulvane, Nulton, Oakwood, Oleson, Orendorff, Penfield, Pinnell, Plowman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Rountree, Savage, Sawyer, Senne, Shaw, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Taggart, Thomas, Walker, Warner, Washburn, Wayman, Webster, Wicker, Wood, Mr. Speaker—89.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Blakely, Bradwell, Bryant, Condon, Connolly, Cronkrite, Darnell, Dolan, Griffith, Halpin, Henry, Herrington, Jackson, Jessup, Kase, Lane of DeWitt, Marsh, McAdams, McDonald, McPherran, Meacham, Moore of Adams, Moose, Morrison, Neville, Newton, Quinn, Rogers, Scanlan, Scott, Sheridan, Stroud, Thornton, Weinheimer—35.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Senate bill, No. 513, for "An act to amend section 24 of an act entitled 'an act for the assessment of property and for the levy and collection of taxes,' approved March 30th, A. D. 1872," was read a third time.

Mr. Gordon moved to refer the bill to the committee on revenue, which was not agreed to.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 63, nays 62.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Blakely, Bocock, Bullard, Casey, Cassedy, Carpenter, Chambers, Crawford, Davis, Dolton, Dunham, Easley, Flanders, Freeland, Freeman, Graham, Granger, Gridley, Hart, Hawes, Herrington, Hite of Madison, Hollenback, Jaquess, Johnston, Kase, Lane of DeWitt, Lietze, Loomis, Mann, Marsh, McDonald, McGee, Meacham, Moore, Molett, Nulton, Oakwood, Orendorff, Penfield, Pinnell, Race, Ramey, Rankin, Rogers, Savage, Scott, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Thornton, Walker, Webster, Westfall, Wood, Wymore, Mr. Speaker—63.

Those voting in the negative are,

Messrs. Armstrong of LaSalle, Ballow, Booth, Bradwell, Bryant, Condon, Connolly, Cronkrite, Crosby, Cullerton, Darnell, Dement, Dewey, Dolan, Efner, Ewing, Forth, Golden, Gordon, Grant, Griffith, Halpin, Hay, Hite of St. Clair, Hildrup, Hopkins, Inscore, Jackson, Jessup, Jones, Kann, Lewis, Lomax, Massie, McAdams, McLaughlin, McPherran, Mitchell, Moore of Adams, Morrison, Mulvane, Neville, Newton, Oleson, Peltzer, Plowman, Pollock, Pyatt, Quinn, Ray, Sawyer, Scanlan, Senne, Shaw, Sheridan, Taggart, Thomas, Warner, Washburn, Wayman, Weinheimer, Wicker—62.

The bill, not having received the number of votes required by the constitution, was declared not passed.

A message from the Senate by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in their request asking the return to the House of Representatives of House bill, No. 623, for "An act to revise the law in relation to counties."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 757, for "An act to amend section 31 of 'an act concerning corporations,' in force July 1, 1872.

A message from the Senate by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of their amendments to Senate bill, No. 591, for "An act to further provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly.

A message from the Senate by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has receded from the following amendments to House bill, No. 623, for "An act to revise the law in relation to counties," in the adoption of which the House refused to concur, to wit:

Amend section 26, by striking out all of the first clause of said section after the word "therefor," in the 6th line.

Amend said bill by adding at the end of section 35 the following words: "Provided, that no claim shall be audited and allowed against the county, unless the same is presented within one year of the time the same becomes due and payable to said board."

On motion of Mr. Johnston,

The vote by which the 3d, 4th and 5th Senate amendments to House bill, No. 623, for "An act to revise the law in relation to counties," were concurred in, was reconsidered.

The question again being on concurring in said Senate amendments, it was decided in the affirmative—yeas 121, nays 2.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of Grundy, Armstrong of LaSalle, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassedy, Carpenter, Chambers, Condon, Connolly, Crawford, Cronkrite, Cullerton, Darnell, Davis, Deament, Dewey, Dolan, Dolton, Dresser, Dunham, Easley, Efner, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hart, Hawes, Hay, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Jessup, Johnston, Jones, Kann, Kase, Lane of Barcock, Lane of DeWitt, Lewis, Lietze, Lomax, Loomis, Mann, Marsh, Massie, McAdams, McDonald, McGee, McLaughlin, McPherran, Meacham, Mitchell, Moore of Adams, Moose, Morrison, Moffet, Mulvane, Neville, Newton, Nulton, Oakwood, Oleson, Orendorf, Peltzer, Penfield, Pinnell, Plovman, Pollock, Pyatt, Quinn, Race, Rankin, Ray, Rogers, Savage, Scott, Senne, Shaw, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thomas Walker, Warner, Wayman, Webster, Weinheimer, Westfall, Wicker, Wood, Wymore, Mr. Speaker—121.

Messrs. Ballow and Scanlan voted in the negative.

So the said Senate amendments were concurred in.

Mr. Shaw (by consent), from the committee on judiciary, to which was referred Senate bill, No. 483, for "An act to repeal certain acts therein named," reported the same back with amendments, and recommended their adoption, and that the bill as amended be passed.

The report of the committee was concurred in, and the amendments adopted.

Mr. Savage submitted the following amendment:

Strike out lines 1723 and 1724.

Which was not adopted.

The bill was then ordered to a third reading.

Senate bill, No. 584, for "An act to enable the board of supervisors of Lawrence county to acquire title to the south part of the south-west quarter of section No. three, town two north, range eleven west, seventy-three acres, and to hold and dispose of the same for the use of the pauper fund of said county," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 90, nays 11.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of Grundy, Ballow, Blakely, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Chambers, Condon, Cronkrite, Crosby, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dresser, Efner, Flanders, Forth, Golden, Gordon, Graham, Granger, Grant, Gridley, Griffith, Hart, Hawes, Hay, Harrington, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inacore, Jaques, Jessup, Johnston, Jones, Lane of Hancock, Lane of DeWitt, Lewis, Lomax, Loomis, Mann, Marsh, McAdams, McDonald, McLaughlin, Meacham, Mitchell, Moore of Adams, Morrison, Newton, Oakwood, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Pyatt, Race, Ramey, Rogers, Savage, Sawyer, Scott, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Streator, Stroud, Taggart, Thomas, Walker, Warner, Washburn, Wayman, Webster, Wood, Wymore Mr. Speaker—90.

Those voting in the negative are,

Messrs. Crawford, Kann, Kass, Lietze, Massie, McGee, Pollock, Ray, Senne, Westfall, Wicker—11.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Carpenter moved that the House take a recess of five minutes to receive a delegation of ladies, on the subject of temperance; which was agreed to—yeas 73, nays 40—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Blakely, Bocoock, Bradwell, Bryant, Bullard, Casey, Carpenter, Condon, Cronkrite, Crosby, Davis, Dewey, Dolan, Dolton, Dunham, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Gordon, Granger, Grant, Gridley, Hart, Hawes, Hay, Hite of Madison, Hopkins, Inacore, Jaques, Johnston, Lane of DeWitt, Lewis, Massie, McDonald, McGee, Meacham, Mitchell, Morrison, Moffett, Newton, Oakwood, Oleson, Orendorff, Penfield, Pinnell, Ploverman, Pollock, Pyatt, Race, Ramey, Rankin, Ray, Savage, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Walker, Warner, Webster, Westall, Wicker, Wymore, Mr. Speaker—73.

Those voting in the negative are,

Messrs. Booth, Branson, Chambers, Connolly, Crawford, Darnell, Dement, Dresser, Easley, Efner, Golden, Graham, Griffith, Halpin, Hite of St. Clair, Hollenback, Jones, Kann, Lane of Hancock, Lietze, Lomax, Loomis, Mann, Marsh, McPherran, Nulton, Rountree, Sawyer, Scanlan, Scott, Senne, Snow, Streator, Stroud, Taggart, Thomas, Thornton, Washburn, Weinheimer, Wood—40.

So the motion was agreed to.

A message from the Senate by Mr. Ray :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following concurrent resolution, relative to rates of freight and passenger tariff on the Union Pacific Railroad and branches, to-wit:

WHEREAS, by act approved July 1, 1862, commonly known as the Pacific Railroad Act, the Congress of the United States provided for a main line of railroad and telegraph, to be built by the Union Pacific Railroad Company, incorporated by said act, from a point on the one hundredth meridian of longitude west from Greenwich to the west line of Nevada Territory, and to connect through to the Pacific Ocean; and said act of Congress also provided for several branches, to extend eastwardly from the initial point of said railroad, one to Kansas City, one to St. Joseph, and one to Sioux City on the Missouri river; and said Union Pacific Railroad and its branches having received subsidies in lands and bonds from the United States, and the companies having accepted the several acts of Congress incorporating and providing for said roads and branches, are subject to the same in all their provisions;

And whereas, by the 12th section of said act of Congress of July 1, 1862, it is provided that "the whole line of said railroad and branches and telegraph shall be operated and used for all purposes of communication, travel and transportation, so far as the public and the government are concerned, as one connected, continuous line;" and by the 15th section of the amendatory act of July 2, 1864, it is provided that "the several companies hereby authorized to construct the aforesaid roads are hereby required to operate and use said roads and telegraph for all purposes of communication, travel and transportation, so far as the public and the government are concerned, as one continuous line, and in such operation and use to afford and secure to each equal advantages and facilities as to rates, time and transportation, without any discrimination of any kind in favor of the road or business of any or either of said companies, or adverse to the road or business of any or either of the others ;

And whereas, by the 9th section of said act of July 2, 1864, it is provided that "any company authorized by this act to construct its road and telegraph line from the Missouri river to the initial point aforesaid (100th meridian), may construct its road and telegraph line so as to connect with the Union Pacific Railroad at any point westwardly of such initial point, in case such company shall deem such western connection more practicable or desirable." And by the act amendatory of said acts, approved July 3, 1866, the Kansas Pacific Railway Company, one of said branches, (then known as the Union Pacific Railway Company, Eastern Division,) was required to connect its road with the Union Pacific Railroad at a point not more than fifty miles west of the meridian of Denver; and by the act of Con-

gress, approved March 3, 1869, the said Kansas Pacific Railway Company was required to connect its road with the Union Pacific Railroad at Cheyenne, in Wyoming Territory, as a branch of the said Union Pacific Railroad, and was authorized to contract with the Denver Pacific Railway Company to construct and put in operation that part of its line between Denver and Cheyenne; and Congress took care to provide in said act that "all provisions of law for the operation of the Union Pacific Railroad, its branches and connections, as a continuous line without discrimination, shall apply the same as if the road from Denver to Cheyenne had been constructed by the said Union Pacific Railway Company, Eastern Division," (now Kansas Pacific Railway Company;) which connection at Cheyenne having been accomplished in the year 1870, the whole line has been and is now operated by the Kansas Pacific Railway Company as a continuous branch of the Union Pacific Railroad, from Cheyenne, in Wyoming, to Kansas City, in Missouri, pursuant to the acts of Congress aforesaid;

And whereas, the said Kansas Pacific Railway Company, having thus constructed and put in operation about seven hundred and forty-five miles of first class railroad, extending from Kansas City, in Missouri, to a connection with the Union Pacific Railroad at Cheyenne, in Wyoming, as provided for and required in the acts of Congress, the people of the several states and territories are entitled by law to uniform rates of freight and passage eastward and westward over the Union Pacific Railroad, and over the Kansas Pacific Railway as a branch thereof, without discrimination of any kind in favor of the road or business of either of said companies, or adverse to the road or business of either of them. And any discrimination by the Union Pacific Railroad Company against freight and passenger traffic from the Kansas Pacific Railway, destined to points on the Union Pacific Railroad west of Cheyenne, or to points beyond the western terminus of said last named road, as also any discrimination by said Union Pacific Railroad Company against eastward bound freight and passenger traffic from points west of Cheyenne, and destined to points on the Kansas Pacific Railway, or east of its eastern terminus, is in violation of the laws of the United States and injurious to the people, who are by law entitled to uniform rates of freight and passage over said Union Pacific Railroad and branches. And any such discrimination by the Kansas Pacific Railway against freight and passenger traffic to or from the Union Pacific Railroad, is alike in violation of law and injurious to the people;

And whereas, the People of the State of Illinois are largely interested in commerce and intercourse with the vast and rapidly developing regions traversed by the Union Pacific Railroad and branches, and, together with the people of adjacent states, are entitled to all the benefits of the uniform rates and choice of routes which were intended and provided for in the acts of Congress organizing and subsidizing said railroads; therefore,

*Resolved by the House of Representatives, the Senate concurring therein,* That our Senators be instructed and our Representatives in Congress be requested to urge upon the consideration of their respective houses such legislation as will secure to the people of the United States those equal advantages and facilities as to rates, time and transportation on the Union Pacific Railroad and the several branches thereof, which are reserved and guaranteed to them as a chief part of the consideration to be given by the companies for the grant of lands and bonds so generously given to them by Congress,

*Resolved,* That the Secretary of State be instructed to forward a copy of the foregoing preamble and resolution to each of our Senators and Representatives in Congress from this State.

#### MEMORIAL OF THE KANSAS PACIFIC RAILWAY COMPANY.

*To the Honorable the Senate and House of Representatives  
of the State of Illinois :*

The memorial of the Kansas Pacific Railway Company respectfully represents:

That Congress, by act approved July 1, 1862, provided for a main line of railroad and telegraph from the hundredth meridian of west longitude to the Pacific Ocean, with several branches to connect said road with points on the Missouri river; one branch to Kansas City (mouth of the Kansas river), one to St. Joseph, and one to Sioux City.

The main line—Union Pacific railroad—and all the branches received subsidies from the United States; they accepted the acts of Congress, and became subject to their provisions.

In the originating act of July 1, 1862, it is provided, in section 12, that "the whole line of said railroad and branches and telegraph shall be operated and used for all purposes of communication, travel and transportation, so far as the public and government are concerned, as one connected, continuous line."

In the amendatory act, approved July 2, 1864, it is provided in section 15 as follows:

"That the several companies authorized to construct the aforesaid roads are hereby required to operate and use said roads and telegraph for all purposes of communication, travel and transportation, so far as the public and the government are concerned, as one continuous line; and in such operation and use, to afford and secure to each equal advantages and facilities as to rates, time and transportation, without any discrimination of any kind in favor of the road or business of any or either

of said companies, or adverse to the road or business of any or either of the others."

The 9th section of the act of July 2, 1864, provided "that any company authorized by this act to construct its road and telegraph from the Missouri river to the initial point aforesaid [100th meridian] may construct its road and telegraph so as to connect with the Union Pacific railroad at any point westwardly of such initial point, in case such company shall deem such westward connection more practicable or desirable." And in case of such departure from the route first designated, "such company shall be entitled to all the benefits and subject to all the conditions and restrictions of this act;" but "the bonds of the United States shall not be issued for a greater amount than is heretofore provided if the same had united with the Union Pacific railroad on the one hundredth degree of longitude."

The act amendatory of said acts, approved July 3, 1866, required the Kansas Pacific Railway Company, one of said branches (then known as the Union Pacific Railway Company, Eastern Division), to "connect their line of railroad and telegraph with the Union Pacific railroad, but not at a point more than fifty miles west of the meridian of Denver in Colorado."

By the act of Congress of March 3, 1869, the Kansas Pacific Railway Company was required, as a branch of the Union Pacific, to make its connection with that road at Cheyenne, and was authorized to contract with the Denver Pacific Company to construct and operate that part of its line between Denver and Cheyenne; but this act expressly provides (section 2) that "all the provisions of law for the operation of the Union Pacific railroad, its branches and connections, as a continuous line, without discrimination, shall apply the same as if the road from Denver to Cheyenne had been constructed by the said Union Pacific Railway Company, Eastern Division," [now Kansas Pacific]. This arrangement was made to hasten the completion of said branch to Cheyenne, which being accomplished, the whole line is operated by said company as a continuous line from Kansas City by way of Denver to Cheyenne.

The Kansas Pacific Railway Company has thus constructed and put in operation 745 miles of first-class road from Kansas City, in Missouri, to Cheyenne, in Wyoming, opening to settlement an immense region of country, and furnishing to the government speedy and reliable transportation to its forts and depots of supplies for military and Indian service. But the company received from the United States a bond subsidy for only 394 miles, and 351 miles of the road, from Kansas City to Cheyenne, and 33 miles from Leavenworth to Lawrence, have been built without any bond subsidy.

The company was compelled, by act of Congress, to connect with the Union Pacific railroad at Cheyenne, thus becoming a feeder to the latter road; but it was under the pledge of Congress, that when the connection should be made, it should be equally beneficial to both roads; or, in other words, that the two roads should in fact be one, operated on terms of perfect equality, and possessing the same "facilities as to rates, time, and transportation, without any discrimination of any kind in favor of the road or business of either of said companies."

Such was the promise of the law. Without this promise, the combination of rival interests so harmoniously blended in the passage of the Pacific railroad acts could not have been secured.

Each section of the country touched by one of the branches, supposed itself on equal terms, as to cost of "travel and transportation," with other sections. The sole object of having the main line commence at the 100th meridian—nearly three hundred miles west of the Missouri river—with diverging branches pointing to sections of country widely separated, was to furnish to each a shorter route and the advantage of quicker time and diminished cost of transportation.

But these expectations have not been realized. The Union Pacific Railroad Company has steadily refused to yield obedience to the acts of Congress, and still pursues a course of injurious discrimination against the Kansas Pacific Railway Company, not only damaging to the business of this company, but oppressive and unjust to the entire section of country along the road, and east and south of its eastern terminus. At great cost the Kansas Pacific Railway Company, pursuant to the requirements of the acts of Congress, connected their line with the Union Pacific railroad at Cheyenne, in September, 1870. By its president, its superintendent, and its freight and ticket agents, the Kansas Pacific Railway Company has repeatedly applied to officers and agents of the Union Pacific Railroad Company, requesting that rates should be established in obedience to the acts of Congress; but these applications have been entirely disregarded and denied by that company.

From Omaha to Ogden, the western terminus of the Union Pacific railroad, the distance is 1,032 miles. From Ogden west is the Central Pacific railroad. From Cheyenne to Ogden the distance is 516 miles. From Cheyenne to Sacramento these two roads constitute the main line, and are each without rivalry or competition; but being dependent on each other for through passage and freight, they have agreed on rates of transportation mutually satisfactory.

But such is not the case with regard to the branches. For through freight the main lines are not dependent on the branches; but so far as the Union Pacific railroad is concerned, its interest is to force traffic of freight and passengers to take its line from Omaha, and hence it imposes exorbitant charges on all business coming from the Kansas Pacific railway and destined for points west of Cheyenne. These charges on many articles amount to a greater sum for the 516 miles from Cheyenne to Ogden, than for the entire distance of 1,032 miles from Omaha to Ogden; and similar illegal charges are made on passenger traffic.

Your memorialists respectfully represent that by this discrimination on the part of the Union Pacific Railroad Company, the people of Illinois and other States are excluded from the fair and reasonable intercourse with the Pacific States to which the acts of Congress entitle them; and that the public and the Kansas Pacific Railway Company are entitled to have such further legislation by Congress as will compel the Union Pacific Railroad Company to conform in good faith to the acts of Congress herein referred to.

It is due to the managers of the Kansas Pacific railway that it should be stated and be made known to all concerned, that the disregard of the acts of Congress by the Union Pacific Railroad Company, in its total refusal to observe the law as hereinbefore stated, is the principal cause which has produced the financial embarrassments of the Kansas Pacific Railway Company, and which would not have occurred if the law had been kept.

The location of the Kansas Pacific railway is such that if its rights were respected by the Union Pacific Railroad Company, it would be bet-

ter to accommodate a majority of all the people of the United States, passing and repassing from the States of the Mississippi valley and Atlantic slope to the Pacific, than any other line of road; and this is also true of freights to and from the Pacific coast.

Your memorialist respectfully submits the facts herein set forth, for such action thereon as in the judgment of your honorable bodies may be proper to aid in securing such legislation by Congress as may be necessary for the redress of the wrongs complained of. And your memorialist will ever pray, etc.

By order of the Board of Directors.

ADOLPHUS MEIER, *Vice President.*

CHAS. B. LAMBORN, *Secretary.*

January 27, 1874.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 27th day of March, 1874, laid before the Governor for his approval, viz :

Senate bill, No. 364, for "An act to appropriate money to pay the salary and expense of publishing the report of the State Entomologist."

Senate bill, No. 537, for "An act to provide for the payment of the registered indebtedness of counties, townships, cities and towns."

Senate bill, No. 543, for "An act concerning covenants of warranty."

Senate bill, No. 577, for "An act to amend sections 1, 2, 4, 7, 9 and 12, of an act entitled 'an act for the registry of electors and to prevent fraudulent voting,' approved February 15, 1865, and to repeal section 10 of said act."

Senate bill, No. 556, for "An act to authorize the removal of the feeder dam across the Calumet river, near Blue Island, in Cook county, in the State of Illinois, and to provide compensation to Christian Pfeiffer and John Roll for any loss they may sustain by its removal."

Senate bill, No. 558, for "An act to amend section 20 of an act entitled 'an act concerning conveyances,' approved March 29, 1872."

Senate bill, No. 611, for "An act to prevent the licensing of houses of ill-fame and the official inspection or medical examination of the inmates thereof in the incorporated cities, towns and villages of this State."

Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence."

A message from the Governor, by Philo J. Beveridge, Private Secretary :

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

House bill, No. 730, for "An act to amend an act entitled 'an act to prevent extortion and unjust discrimination in the rates charged for the transportation of passengers and freights on railroads in this State, and to punish the same, and prescribe a mode of procedure and rules of evidence in relation thereto,' and to repeal an act entitled 'an act to prevent unjust discriminations and extortions in the rates to be charged by the different railroads in this State for the transportation of freights on said roads,' approved April 7, A. D. 1871."

House bill, No. 831, for "An act to enable the corporate authorities now or hereafter incorporated under an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1st, 1872, to acquire by purchase, lease or gift, establish, maintain, license and regulate ferries, bridges, the approaches thereto and tolls thereon."

House bill, No. 425, for "An act making an appropriation for the benefit of the State Board of Agriculture, and of county agricultural boards."

House bill, No. 433, for "An act to amend section 47 of an act entitled 'an act in regard to evidence and depositions in civil cases,' approved March 29, A. D. 1872."

House bill, No. 712, for "An act to amend an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' in force July 1, 1872."

House bill, No. 603, for "An act to revise the law in relation to the department of agriculture, county agricultural boards and agricultural fairs."

Senate bill, No. 603, for "An act to amend an act entitled 'an act to remedy the evils consequent upon the destruction of any public records by fire, or otherwise,' approved April 9, 1872," was read a third time.

The same and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 117, nays 1.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Ballow, Blakely, Bocoek, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Carpenter, Condon, Connolly, Crawford, Cronkite, Crosby, Cullerton, Davis, Dement, Dewey, Dolan, Dolton, Dunham, Easley, Elmer, Ferrier, Flanders, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Griddle, Halpin, Hart, Hawes, Hay, Henry, Herrington, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Incore, Jaquess, Jessup, Johnston, Jones, Kann, Kane, Lane of Hancock, Lane of DeWitt, Lomax, Loomis, Mann, Marsh, Massie, McDonald, McGee, McLaughlin, McPherran, Meacham, Mitchell, Moore of Adams, Moose, Morrison, Moffett, Mulvane, Neville, Sulten, Oakwood, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Pollock, Quinn, Ramey, Rankin, Rantree, Savage, Sawyer, Scanlan, Scott, Senne, Shaw, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Washburn, Wayman, Webster, Weinheimer, Westfall, Wicker, Wood, Wymore, Mr. Speaker—117.

Mr. Griffith voted in the negative.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Armstrong of LaSalle submitted the following resolution:

*Resolved*, That the Clerk of the House is hereby directed to retain his assistants for thirty days after the adjournment of this General Assembly, and, in order to prevent a recurrence of the numerous mistakes which have occurred in the printing and comparing of the journals of almost every preceding General Assembly, by which important laws have been vitiated, and litigation involving millions of dollars has resulted, he is directed to attend to comparing, proof reading and revising the journals of the House until their publication and distribution, the time to be certified to the Auditor of Public Accounts by the Speaker of the House.

Which was adopted.

Mr. Jones submitted the following resolution:

*Resolved*, That the Chief Enrolling and Engrossing Clerk of this House be allowed thirty days' time, after the final adjournment of this General Assembly, for the purpose of enrolling the joint resolutions which have originated in the House, and to index and perfect the records of his office, file all the original bills and papers therein, and complete such other unfinished business as is required of him by law, previous to turning the same over to the Secretary of State. The Auditor is hereby authorized to draw his warrant upon the Treasurer for the payment of the same, at the rate per diem now allowed said clerk by law, to be paid upon pay-roll, certified by the Speaker of the House.

Mr. Thornton submitted the following amendment to the resolution:



Strike out the word "thirty" and insert the word "ten."

Which was adopted.

Mr. Thornton moved to lay the resolution on the table; which was not agreed to.

The question then being on the adoption of the resolution, it was decided in the affirmative—yeas 78, nays 45—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Anderson, Armstrong of LaSalle, Bocock, Booth, Bradwell, Branson, Bullard, Chambers, Condon, Crawford, Cronkite, Crosby, Cullerton, Davis, Dement, Easley, Efner, Ferrier, Freeland, Freeman, Graham, Granger, Grant, Gridley, Griffith, Hart, Hawes, Hay, Henry, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jessup, Johnston, Jones, Kann, Lane of Hancock, Lietze, Mann, McGee, McLaughlin, Mitchell, Moore of Adams, Moose, Moffett, Nulton, Oakwood, Oleson, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Pyatt, Quinn, Race, Ramey, Rountree, Savage, Sawyer, Scanlan, Seane, Shaw, Sheridan, Soule, Stewart of Winnebago, Stewart of McLean, Taggart, Thomas, Walker, Warner, Weinheimer, Westfall, Wicker, Mr. Speaker—78.

Those voting in the negative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Ballow, Blakely, Bryant, Casey, Cassidy, Carpenter, Connolly, Darnell, Dewey, Dolan, Dunham, Ewing, Flanders, Forth, Golden, Halpin, Herrington, Jaques, Kase, Lane of DeWitt, Lewis, Lomax, Loomis, Marsh, Massie, McAdams, McDonald, McPherran, Morrison, Newton, Pollock, Rogers, Scott, Smith, Snow, Starr, Streeter, Stroud, Thornton, Washburn, Wayman, Webster, Wymore—45.

So the resolution was adopted.

Mr. Rountree (by consent), from the committee on municipal affairs, to which was referred Senate bill, No. 270, for "An act to authorize the corporate authorities of any city in this State having a population of over two hundred thousand inhabitants to provide for a supply of illuminating gas," reported the same back, and recommended that the bill as amended be passed.

Mr. Savage submitted the following minority report from said committee on said bill:

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives:*

The undersigned, members of the committee on municipal affairs, respectfully beg leave to dissent from the majority of the committee in relation to its report on Senate bill, No. 270, for the following reason, that they insist that the amendment submitted to the House, whereby it is required to submit the matter of purchase, leasing or erecting gas works, to the voters of the cities therein named, should, in our judgment, have been incorporated in the same.

A. SAVAGE,  
W. W. WARNER,  
I. R. MULVANE,  
L. SOULE.

Mr. Oleson submitted the following amendment to the bill:

Add the following:

"§ 5. Before the corporate authorities of any city in this State shall lease, erect or purchase any gas works under the provisions of this act, the proposed terms of such lease, erect or purchase shall first be submitted to such corporate authorities, in writing, at least thirty days prior to any election to which such proposition shall be submitted under section three of this act, and shall be published for at least twenty days consecutively, next preceding such election, in the corporation newspaper of such city. And such corporate authorities shall not execute any lease or contract for the purchase or erection of any gas works, except upon the terms so submitted and published as aforesaid. The ballots at such election shall read, "For erection of gas works," or "Against erection of gas work." "For the purchase of gas works," or "Against

the purchase of gas works." "For leasing gas works," or "Against leasing gas works."

Mr. Wicker moved to lay the bill and amendment on the table; which was not agreed to.

On motion of Mr. McPherran,

At 12:40 o'clock P. M., the House adjourned to 2:15 o'clock P. M.

#### TWO-FIFTEEN O'CLOCK P. M.

The House met, pursuant to adjournment.

The House resumed the unfinished business of this morning, being the consideration of the pending amendment to Senate bill, No. 270.

The question being on the adoption of said amendment, it was decided in the affirmative, yeas 78, nays 33—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of LaSalle, Ballow, Blakely, Booth, Bradwell, Branson, Bryant, Bullard, Carpenter, Chambers, Condon, Crawford, Darnell, Davis, Dolton, Dresser, Dunham, Easley, Efner, Ewing, Ferrier, Flanders, Forth, Freeland, Golden, Gordon, Graham, Granger, Grant, Gridley, Hart, Hawes, Hildrup, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Jones, Kane, Leve, Mann, Marsh, Massie, McAdams, McDonald, McPherran, Morrison, Mulvane, Newton, Oakwood, Oleon, Plowman, Pollock, Pyatt, Rankin, Savage, Senné, Shaw, Soule, Starr, Stewart of Winnebago, Streeter, Taggart, Thornton, Warner, Webster, Westfall, Wicker, Wood, Wymore, Mr. Speaker—78.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Anderson, Cronkrite, Cullerton, Dewey, Dolan, Hay, Herrington, Hite of Madison, Hite of St. Clair, Jessup, Johnson, Kase, Lane of DeWitt, Lomax, Loomis, McLaughlin, Meacham, Moore of Adams, Neville, Nulton, Orendorff, Peltzer, Pinnell, Quinn, Ramey, Rogers, Rountree, Scanlan, Scott, Sheridan, Smith, Stroud, Thomas, Walker, Washburn, Wayman, Weinheimer—33.

So the amendment was adopted.

The bill was then ordered to a third reading.

By consent, the resolution in relation to the adjournment of the General Assembly *sine die*, on Thursday next, was taken up.

Mr. Wood submitted the following amendment to the resolution:

Strike out the words, "Thursday, April 2d," and insert the words "Tuesday, March 31st."

Which was adopted.

The question then being on the adoption of the resolution as amended, it was decided in the affirmative.

Mr. Bradwell moved to suspend the rules to take up the reports from the committee on printing; which was not agreed to—yeas 65, nays 31—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Ballow, Blakely, Booth, Bradwell, Branson, Bryant, Bullard, Cassidy, Carpenter, Condon, Crosby, Darnell, Dolan, Dresser, Dunham, Easley, Efner, Forth, Graham, Granger, Griffith, Hawes, Herrington, Hite of Madison, Jackson, Jessup, Johnston, Lane of DeWitt, Lewis, Loomis, Mann, Marsh, McAdams, McDonald, McLaughlin, McPherran, Meacham, Moore of Adams, Moose, Morrison, Moffett, Neville, Nulton, Orendorff, Peltzer, Pollock, Quinn, Ramey, Rankin, Rogers, Savage, Scanlan, Scott, Smith, Stewart of McLean, Streeter, Taggart, Thornton, Walker, Warner, Wayman, Weinheimer, Wymore—65.

Those voting in the negative are,

Messrs. Anderson, Armstrong of LaSalle, Chambers, Connolly, Crawford, Cronkrite, Cullerton, Davis, Dement, Dewey, Dolton, Ewing, Flanders, Freeland, Freeman, Golden, Grant, Gridley, Hite of St. Clair, Hildrup, Hollenback, Inscore, Jones, Kase, Lane of Hancock, Lomax, Massie, Mulvane, Oakwood, Oleon, Penfield, Pinnell, Plowman, Pyatt, Race, Rountree, Senné, Shaw, Sheridan, Soule, Soule, Starr, Stewart of Winnebago, Stroud, Thomas, Washburn, Webster, Westfall, Wicker, Wood, Mr. Speaker—31.

So the rules were not suspended.

- Mr. Branson (by consent) submitted the following resolution :

*Resolved*, That the thanks of this House be extended to Mrs. Myra Bradwell, the editor of the *Chicago Legal News*, for her courtesy in regularly sending her very valuable and influential paper to the several members of the House during both sessions of the General Assembly.

Which was adopted.

By consent, Senate bill, No. 483, for "An act to repeal certain acts therein named," was read a third time.

And the bill and all amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 111, nays 4.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Anderson, Armstrong of LaSalle, Balow, Blakely, Bocock, Booth, Bryant, Bullard, Casey, Casseedy, Carpenter, Chambers, Condon, Connolly, Crawford, Cronkrite, Cullerton, Darnell, Davis, Dement, Dewey, Dolton, Dresser, Dunham, Efinger, Ewing, Ferrier, Flanders, Forth, Freeland, Freeman, Golden, Gordon, Graham, Granger, Grant, Grey, Gridley, Griffith, Hart, Hawes, Hay, Hite of Madison, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jaques, Jackson, Jessup, Johnston, Jones, Kann, Kase, Lane of Hancock, Lane of DeWitt, Lewis, Lietze, Lomax, Loomis, Mann, Marsh, Massie, McAdams, McGee, McLaughlin, McPherran, Meacham, Mitchell, Moore of Adams, Moose, Morrison, Moffett, Mulvane, Oakwood, Orendorff, Peltzer, Penfield, Pinnell, Plowman, Ramey, Rankin, Rogers, Savage, Scott, Senné, Shaw, Sheridan, Smith, Snow, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Streeter, Stroud, Taggart, Thomas, Thornton, Walker, Warner, Washburn, Wayman, Weinheimer, Westfall, Wicker, Wood, Wymore—111.

Those voting in the negative are,

Messrs. Bradwell, Halpin, Rountree, Scanlan—4

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

Mr. Casey submitted the following resolution :

*Resolved*, That our most sincere thanks are due and are hereby tendered to Hon. Shelby M. Cullom, Speaker of the House, for the able, impartial and courteous manner in which he has discharged his delicate and responsible duties as presiding officer during the session of this General Assembly.

Which was adopted.

Mr. Armstrong of LaSalle submitted the following resolution :

*Resolved*, That the Doorkeeper, one Janitor and the Postmaster be and they are hereby instructed to remain six days each after adjournment ; the Doorkeeper and Janitor for the purpose of taking charge of and transferring to the proper officers the property of the State, now in the possession of the House of Representatives ; and the Postmaster to receive and forward the mails to the respective members of this House.

Which was adopted.

Mr. Orendorff submitted the following resolution :

*Resolved*, That the thanks of this House are hereby extended to the Clerks, Doorkeepers and other officers of this House for their uniform courtesy and the faithful performance of their respective duties.

Which was adopted.

Mr. Quinn, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and, on the 27th day of March, 1874, laid before the Governor for his approval, viz :

House bill, No. 834, for "An act to provide for the payment of the expenses of the Senate penitentiary investigating committee, and the expense of witnesses and miscellaneous expenses of the House penitentiary committee, and expenses of other committees and persons."

House bill, No. 891, for "An act to amend section twenty-two (22) of an act concerning jurors, and to repeal certain acts therein named, approved March 12, 1874."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 390, for "An act to amend section fourteen (14) of the act entitled 'an act in regard to judgments and decrees and the manner

of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree, in force July 1, 1872," with an amendment thereto.

In the adoption of which amendment I am instructed to ask the concurrence of the House of Representatives.

Mr. Quinn, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 27th day of March, 1874, laid before the Governor for his approval, viz :

House bill, No. 880, for "An act to amend sections 6 and 7, of article 4, of an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1, 1872."

House bill, No. 837, for "An act to amend an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873."

House bill, No. 642, for "An act to revise the law in relation to the Illinois and Michigan canal, and for the improvement of the Illinois and Little Wabash rivers."

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

House bill, No. 834, for "An act to provide for the payment of the expenses of the Senate penitentiary investigating committee, and the expense of witnesses, and miscellaneous expenses of the House penitentiary committee, and expenses of other committees and persons."

House bill, No. 880, for "An act to amend sections 6 and 7, of article 4, of an act entitled 'an act to provide for the incorporation of cities and villages,' in force July 1, 1872."

House bill, No. 837, for "An act to amend an act entitled 'an act in regard to gateways, roads and bridges, in counties not under township organization,' approved April 18, 1873."

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

Senate bill, No. 537, for "An act to provide for the payment of the registered indebtedness of counties, townships, cities and towns."

Senate bill, No. 556, for "An act to authorize the removal of the feeder dam across the Calumet river, near Blue Island, in Cook county, in the State of Illinois, and to provide compensation to Christian Pfaffer and John Roll for any loss they may sustain by its removal."

Senate bill, No. 558, for "An act to amend section 20 of an act entitled 'an act concerning conveyances,' approved March 29, 1872."

Senate bill, No. 611, for "An act to prevent the licensing of houses of ill-fame and the official inspection or medical examination of the inmates thereof in the incorporated cities, towns and villages of this State."

Senate bill, No. 364, for "An act to appropriate money to pay the salary and expense of publishing the report of the State Entomologist."

Senate bill, No. 543, for "An act concerning covenants of warranty."

Senate bill, No. 577, for an act to amend sections 1, 2, 4, 7, 9 and 12, of an act entitled 'an act for the registry of electors and to prevent

fraudulent voting,' approved February 15, 1865, and to repeal section 10 of said act."

Senate bill, No. 119, for "An act to fix the liability of common carriers receiving property for transportation."

Senate bill, No. 448, for "An act to revise the law in relation to criminal jurisprudence."

Mr. Quinn, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly engrossed on the 27th day of March, 1874:

House bill, No. 765, for "An act making sundry appropriations for the Southern Insane Hospital and Asylum at Anna."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of their amendment to the following resolution, to-wit:

*Resolved by the Senate, the House of Representatives concurring herein, That when the two houses of this General Assembly shall adjourn on Thursday, April 2d, they shall respectively stand adjourned sine die.*

The amendment is as follows:

Strike out "Thursday, April 2d," and insert "Tuesday, March 31st."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of a bill of the following title, to-wit:

House bill, No. 743, for "An act entitled 'an act to secure to clergymen of all denominations free access to the penitentiary at Joliet, and all other penal, reformatory and charitable institutions in the State of Illinois.'"

Also, that the Senate have concurred with them in the adoption of the amendment to Senate bill No. 600, for "An act to provide for the publication of the Revised Statutes of the State."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit:

House bill, No. 715, for "An act to amend the title of an act entitled 'an act to fix the salaries of State officers; of the judges of the circuit courts and superior court of Cook county; of the State's attorneys; of the judges and prosecuting attorneys of inferior courts in cities and towns; of the county officers of Cook county; to regulate the fees of the Secretary of State, and of the clerks of the supreme court; to classify the counties according to population, and fix the scale of fees for county officers in each class; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' in force July 1, 1872."

House bill, No. 108, for "An act to regulate the means of egress from public buildings."

By consent, Senate bill No. 270, for "An act to authorise the corporate authorities of any cities in this State, having a population of over two hundred thousand inhabitants, to provide for a supply of illuminating gas," was taken up.

Mr. Connolly moved to reconsider the vote by which the bill was ordered to a third reading; which was agreed to.

Mr. Oleson moved that the report of the minority of the committee on municipal affairs be adopted; which was agreed to.

Mr. Oleson submitted the following amendment:

Add to section 3 the following: "*Provided*, that no tax shall be levied for any of the purposes herein specified, until a proposition therefor shall have first been submitted to a vote of the people, at any annual or special election for that purpose, and unless a majority of the votes cast at such election shall be in favor of such proposition."

Mr Rountree submitted the following substitute for the amendment:

Add to section 3 the following: "*Provided*, that no tax shall be levied for the-purpose of erecting, constructing, purchasing or leasing gas works, until a proposition therefor shall have first been submitted to a vote of the people of such city, at an annual or special election for that purpose, and unless a majority of the votes cast at such election shall be in favor of such proposition."

Which was adopted.

The bill was then ordered to a third reading.

A message from the Senate by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has refused to concur with them in the passage of a bill of the following title, to-wit:

House bill, No. 798, for "An act to amend an act entitled 'an act concerning corporations,' approved April 18, 1872."

Mr. Quinn, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 27th day of March, 1874, laid before the Governor for his approval, viz:

House bill, No. 735, for "An act to amend section 40 of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872."

House bill, No. 757, for "An act to amend section thirty-one (31) of an act concerning corporations, in force July 1, 1872."

House bill, No. 410, for "An act to amend section 1 of an act entitled 'an act making appropriations for the payment of the indebtedness of the Soldiers' Orphans' Home.'"

House bill, No. 806, for "An act to amend section 6 of 'an act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms,' approved March 7, 1872."

Mr. Quinn, from the committee on enrolled and engrossed bills, begs leave to report that a bill of the following title has been correctly enrolled, and on the 27th day of March, 1874, laid before the Governor for his approval, viz:

House bill, No 17, for "An act to enable boards of underwriters incorporated by or under the laws of the State of Illinois, to establish and maintain a fire patrol."

A message from the Senate by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the passage of bills of the following titles, to-wit:

House bill, No. 762, for "An act to amend an act entitled 'an act in regard to roads and bridges, in counties under township organization,' approved April 11, 1872."

House bill, No. 705, for "An act to amend sections six (6). seven (7), nine (9), twenty-four (24), twenty-six (26) and fifty-three (53), of article

nine (9), of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872."

A message from the Senate, by Mr. Paddock:

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has concurred with them in the adoption of their amendment to a bill of the following title, to-wit:

Senate bill, No. 483, for "An act to repeal certain acts therein named."

On motion of Mr. Bradwell,

The report of the committee on printing, together with the report of the minority from said committee, were taken up.

Mr. Bradwell moved that the report from the minority of said committee be substituted for the report of said committee.

Mr. Armstrong of LaSalle submitted the following resolutions as a substitute for the resolution submitted by the committee on printing, and for the resolution submitted by the minority of said committee, to-wit:

*Resolved, by the House of Representatives,* That the reports and resolutions of the committee on public printing, on the matter of the contract for the public printing, and the evidence submitted by said committee, be laid, by the commissioners of printing, before the Attorney General for his advice thereon, and that said commissioners in their future action in regard thereto, or in any settlement they may make for the printing, be governed by such advice.

*Resolved,* That the attention of the Attorney General be particularly requested to the consideration of the question of whether, by reason of the alleged fraud in obtaining said contract for printing, and the evidence bearing thereon, the State would be justified in avoiding said contract, and if he should determine that said contract is voidable at the election of the State, then he is authorized on behalf of the State to take such steps as may be proper to avoid the same, unless in his opinion the interests of the State would be better served by not avoiding said contract, and by advising a settlement for the printing upon some equitable basis.

That should the Attorney General determine that it would not be advisable for the State to avoid said contract for the printing, that then his attention be directed to the items of alleged overcharging, and charging beyond the maximum allowed by law in the accounts rendered for said printing, discussed in the reports of said committee, and that the commissioners of printing be governed and controlled by the advice of said Attorney General in regard thereto, and that the Attorney General take all such steps as he may deem needful to protect the interests of the State in the premises.

Which were adopted—yeas 66, nays 46—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Branson, Bryant, Chambers, Connolly, Crosby, Davis, Dement, Dowey, Dresser, Easley, Ewing, Ferrier, Grant, Gray, Halpin, Hart, Hawes, Hay, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jaquess, Jessup, Johnston, Kase, Lane of Hancock, Lewis, Lietze, Lomax, Masie, McAdams, McDonald, McGee, Mitchell, Mulvane, Nulton, Oakwood, Oleson, Orendorf, Penfield, Pinuell, Plowman, Pyatt, Race, Ramey, Rountree, Savage, Shaw, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Thornton, Warner, Washburn, Weinheimer, Westfall, Wicker, Wood, Mr. Speaker—66

Those voting in the negative are,

Messrs. Ballow, Blakely, Booth Bradwell, Bullard, Casey, Cassidy, Carpenter, Condon, Crawford, Cronkrite, Cullerton, Darnell, Dolan, Flanders, Forth, Gordon, Graham, Granger, Gridley, Griffith, Henry, Herrington, Jackson, Jones, Kann, Loomis, Mann, Marsh, McLaughlin, Moore of Adams, Morrison, Moffett, Peltzer, Pollock, Quinn, Rankin, Rogers, Scanlan, Senne, Snow, Stewart of McLean, Stroud, Taggart, Wayman, Webster, Wymore—46

So the resolutions were adopted.

By consent, Senate bill No. 270, for "An act to authorize the corporate authorities of any city in this State, having a population of over two hundred thousand inhabitants, to provide for a supply of illuminating gas," was read a third time.

And the bill and all the amendments thereto having first been printed, and the question being, "Shall this bill pass?" it was decided in the affirmative—yeas 89, nays 3.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of LaSalle, Ballow, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Condon, Connolly, Cronkrite, Cullerton, Davis, Dement, Dowey, Dolan, Easley, Ewing, Ferrier, Flanders, Forth, Freeman, Gordon, Graham, Granger, Grant, Gridley, Griffith, Halpin, Hart, Hawes, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Inscore, Jaquess, Jackson, Jessup, Johnston, Jones, Kann, Kase, Lane of Hancock, Lewis, Lietze, Lomax, Loomis, Masie, McAdams, McLaughlin, Moore of Adams, Morrison, Mulvane, Nulton, Oleson, Orendorf, Peltzer, Penfield,

Pinnell, Plowman, Pyatt, Quinn, Race, Rankin, Rogers, Rountree, Savage, Scanlan, Senne, Shaw, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Taggart, Thornton, Warner, Washburn, Wayman, Webster, Weinheimer, Wicker, Wood, Wymore, Mr. Speaker—89.

Those voting in the negative are,

Messrs. Crawford, Darnell, McDonald—3.

So the bill was declared passed.

Ordered that the title be as aforesaid, and that the Clerk inform the Senate of the passage of the bill.

The Senate amendment to the House bill, No. 390, for "An act to amend section 14 of the act entitled 'an act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree,' in force July 1, 1872," was taken up and concurred in—yeas 98, nays 5.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Alexander of Montgomery, Armstrong of LaSalle, Ballow, Blakely, Bocock, Booth, Bradwell, Branson, Bryant, Bullard, Casey, Cassidy, Chambers, Condon, Connolly, Crawford, Cronkrite, Crosby, Cullerton, Darnell, Davis, Dement, Dewey, Dolan, Dolton, Dresser, Easley, Ewing, Ferrier, Flanders, Forth, Freeman, Gordon, Granger, Grant, Grey, Gridley, Griffith, Halpin, Hart, Hawes, Hay, Herrington, Hite of St. Clair, Hildrup, Hollenback, Hopkins, Ince, Jaques, Jackson, Johnston, Jones, Kann, Kase, Lietze, Lomax, Loomis, Mann, Masie, McDonald, McLaughlin, Mitchell, Moore of Adams, Morrison, Moffett, Nulton, Oakwood, Oleon, Orendorf, Peltzer, Penfield, Pinnell, Plowman, Pollock, Pyatt, Quinn, Ramey, Rankin, Rogers, Savage, Shaw, Sheridan, Smith, Soule, Starr, Stewart of Winnebago, Stewart of McLean, Stroud, Taggart, Thornton, Warner, Wayman, Weinheimer, Westfall, Wood, Wymore—98.

Those voting in the negative are,

Messrs. Jessup, Mulvane, Race, Webster, Wicker—5.

So the Senate amendment was concurred in.

By consent, House bill No. 765, for "An act making sundry appropriations for the Southern Insane Hospital and Asylum at Anna," was read a third time.

And the bill and all the amendments thereto having first been printed, and an emergency being expressed in the body of the bill as a reason why the act should take effect prior to the first day of July next, and the question being, "Shall this bill pass?" it was decided in the negative—yeas 78, nays 19.

Those voting in the affirmative are,

Messrs. Alexander of Crawford, Armstrong of LaSalle, Ballow, Blakely, Bocock, Booth, Bradwell, Branson, Bullard, Casey, Carpenter, Condon, Crawford, Cronkrite, Cullerton, Davis, Dement, Dolan, Dolton, Dresser, Easley, Ewing, Ferrier, Freeland, Freeman, Gordon, Granger, Grant, Grey, Gridley, Halpin, Hart, Hawes, Hay, Herrington, Hite of St. Clair, Hollenback, Hopkins, Ince, Jaques, Jackson, Jessup, Jones, Lane of Hancock, Lomax, Loomis, Mann, Marsh, McGee, McLaughlin, Mitchell, Moore of Adams, Moffett, Mulvane, Oleon, Orendorf, Peltzer, Plowman, Pyatt, Quinn, Rogers, Rountree, Savage, Scanlan, Shaw, Sheridan, Smith, Soule, Starr, Stewart of McLean, Taggart, Warner, Washburn, Wayman, Webster, Weinheimer, Wicker, Wood, Wymore—78.

Those voting in the negative are,

Messrs. Alexander of Montgomery, Chambers, Connolly, Darnell, Flanders, Forth, Graham, Hay, Johnston, Kann, Kase, Lewis, Lietze, Nulton, Ramey, Stewart of Winnebago, Thornton, Westfall—19.

The bill, not having received the number of votes required by the constitution, was declared lost.

But the bill having received a majority of the votes of all the members of the House, the vote was deemed reconsidered, under the rules.

On motion of Mr. Cronkrite,

At 6:25 o'clock P. M. the House adjourned.



SATURDAY, MARCH 28, 1874.

The House met, at the regular hour.

Prayer by Rev. Mr. Gill.

The journal of yesterday was being read, when,

On motion of Mr. Quinn,

The further reading of the same was dispensed with.

Mr. Ferrier (by consent) submitted the following resolution :

*Resolved*, That the Clerk of the House be authorized to retain the services of one Janitor to have the care of the Clerk's room, for such time as he may deem necessary, not exceeding thirty days.

Which was not adopted.

Mr. Snow, from the committee on education, submitted the following report :

*To the Hon. the Speaker and Members of the House of Representatives :*

Gentlemen : Your committee on education, to whom was referred the petition of Matilda Fletcher, praying for the enactment of a law requiring the school officers of the State to introduce and sustain an industrial exposition in connection with each ward and district, would respectfully beg leave to report that the session is now too far advanced to hope for the passage of a law in accordance with the prayer of the petitioner, but that we believe the petitioner has struck the key-note of improvement in our public schools, and that the passage of a wise law embodying her views, by the Legislature, would result in the greater efficiency of our schools, and greatly tend to the encouragement of industry and the nobility of labor in the minds of the young ; and for this reason we cordially indorse the views of the petitioner, and earnestly hope that a future Legislature may be enabled to carry out what lack of time only forbids us from attempting ourselves.

All of which we respectfully submit.

H. W. SNOW, *Chairman*,  
S. M. MITCHELL,  
JAMES B. BEADWELL,  
E. H. JOHNSTON,  
GEO. P. GRAHAM,  
JAMES S. TAGGART,  
WM. MCADAMS,  
A. J. STREETOR,  
T. P. ROGERS,  
WM. A. HERTING.

March 23, 1874.

Which was ordered spread of record.

Mr. Orendorff (by consent) submitted the following resolution :

*Resolved*. That the thanks of the members of the House of the 28th General Assembly be extended to the representatives of the press for their faithful and comprehensive reports of the proceedings of this session.

Which was adopted.

Mr. Connolly (by consent) submitted the following resolution :

*Resolved*. That we regard it but simple justice to Miss Charlton, the first lady ever elected to a clerkship in the General Assembly of this State, to say that, by her constant attention to duty, and her faithful, careful and accurate discharge thereof, she has entitled herself to the respect of every member of this House, and done much toward allaying any remaining prejudice against the employment of women in public positions.

Which was adopted.

Mr. Quinn, (by consent) submitted the following resolution :

*Resolved*, That Edwin Roche, Assistant Enrolling and Engrossing Clerk, do remain for ten days after the adjournment of this Assembly to assist in perfecting the business belonging to the enrolling and engrossing department.

Which was not adopted.

Mr. Granger (by consent) submitted the following report :

The select committee, to which have been referred various petitions asking for the abolition of capital punishment, respectfully report that, on a careful examination of the question, we are unanimously of the opinion that capital punishment ought to be abolished, and submit the following brief reasons therefor :

The execution of a human being does not restore his victim to life, nor does it blot out his crime nor the memory of it. It is of no effect whatever in restraining the commission of crime, while it is very injurious to public morals. Every execution sows the seed for a crop of murders. The State teaches men to kill, by the very example it sets before the people. If murder is a crime in the individual man, how can a similar act be called a virtue when perpetrated by the State? Must the great State of Illinois, professing high civilization, go down to the level of the murderer to strike back at him? Must we punish crime by imitating it? For the great State of Illinois, with its jails, reformatories and prisons, with all the resources which civilization has placed at its command, to deliberately take the life of a criminal prisoner, seems like an act of cowardice as well as brutality. Indeed, it seems like a strange blunder on the part of the State when it undertakes to illustrate the sacredness of human life by strangling to death one of its prisoners.

Michigan abolished capital punishment *twenty-eight* years ago; Rhode Island, *twenty-two* years ago; Wisconsin, *twenty-one* years ago, and Iowa two years ago. None of these States have ever returned to the old law. Every bill that has been introduced in the Legislatures of these States to revive the death penalty has been promptly rejected. If our sister States on the north, east and west, declare that they have no need of this barbarous law, why should not our own great State substitute the law of life imprisonment which has proven far more efficacious in repressing crime than the death penalty ever did? Is it not an insult to the intelligence and civilization of our people to declare that we need a more brutal law to repress crime than the States of Iowa, Wisconsin and Michigan?

We could furnish statistics from those States above named, showing that the crime of murder is decreasing, and in consequence of the more rigid enforcement of the law of life imprisonment, and for the further reason that, as these States now respect human life, the good example is not lost upon the people, who also begin to respect it.

John Bright, one of England's noblest and ablest statesman, in a recent letter to one of our citizens, speaks as follows :

“ROCHDALE, January 3.

Dear Sir : I do not think the punishment of death is necessary to the security and well-being of society, and I believe its total abolition would not tend to increase crime, which it is now supposed, by many persons, to prevent. The security and well-being of society do not depend on the severity of punishments.

Barbarism in the law promotes barbarism among those subject to the law, and acts of cruelty under the law become examples of similar acts done contrary to the law.

The real security for human life is to be found in a reverence for it. If the law regarded it as inviolable, then the people would begin also so to regard it. A deep reverence for human life is worth more than a thousand executions in the prevention of murder, and is, in fact, the great security of human life. The law of capital punishment, whilst pretending to support this reverence, does, in fact, destroy it.

If the death penalty is of any force in any case to deter from crime, it is of much more force in lessening our chief security against it; for it proclaims the fact that kings, parliaments, judges and juries may determine when and how men may be put to death by evidence, and familiarity with this idea cannot strengthen the reverence for human life.

To put men to death for crimes, civil or political, is to give proof of weakness rather than strength, and of barbarism rather than Christian civilization. If the United States could get rid of the gallows, it would not stand long here. One by one we Americanize our institutions, and I hope, in all that is good, we may not be unwilling to follow you.

I am, very truly yours,

JOHN BRIGHT."

Your committee, believing that the moral standard of society would be more highly elevated, crime more certainly punished, and the welfare and good order of society greatly promoted by the total abolition of capital punishment, respectfully report a bill for that purpose, and recommend the passage of the same.

F. K. GRANGER, *Chairman*,  
JABEZ HARVEY,  
S. P. HOPKINS,  
M. C. QUINN,  
JOHN H. OBERLY.

A message from the Governor, by Philo J. Beveridge, Private Secretary :

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

House bill, No. 642, for "An act to revise the law in relation to the Illinois and Michigan Canal, and for the improvement of the Illinois and Little Wabash rivers."

House bill, No. 410, for "An act to amend section 1 of an act entitled 'an act making appropriations for the payment of the indebtedness of the Soldiers' Orphans' Home.'"

House bill, No. 735, for "An act to amend section 40 of an act entitled 'an act in regard to practice in courts of record,' approved February 22, 1872."

House bill, No. 806, for "An act to amend section 6 of 'an act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms,' approved March 7, 1872."

House bill, No. 891, for "An act to amend section twenty-two (22) of an act concerning jurors, and to repeal certain acts therein named, approved February 11, 1874."

Senate bill, No. 489, for "An act in relation to the office of chancellor in universities of learning."

Mr. Anderson moved a call of the House.

On motion of Mr. Snow,

The motion was laid on the table—yeas 53, nays 10—the yeas and nays being demanded by five members.

Those voting in the affirmative are,

Messrs. Alexander of Montgomery, Armstrong of LaSalle, Ballow, Branson, Bryant, Bullard, Casy, Condon, Darnell, Dolan, Easley, Ferrier, Flanders, Grant, Griffith, Halpin, Hay, Henry, Hite of St. Clair, Hildrup, Hopkins, Inscore, Jackson, Jones, Kann, Lane of Hancock, Lomax, Loomis, McAdams, McGee, Meacham, Middlecoff, Mitchell, Moore of Adams, Moose, Neville, Oberly, Olason, Orendorf, Quinn, Savage, Scanlan, Shumway, Smith, Snow, Stroud, Thornton, Washburn, Wayman, Westfall, Wicker, Wood, Mr. Speaker—53.

Those voting in the negative are,

Messrs. Anderson, Cassedy, Connolly, Crawford, Freeland, Graham, Granger, Gridley, Jaques, Race—10.

So the motion to lay on the table was agreed to.

On motion of Mr. Graham,

At 10:15 o'clock A. M., the House adjourned.

### MONDAY, MARCH 30, 1874.

The House met at the regular hour.

Prayer by the Rev. Mr. Gill.

The Clerk proceeded to read the journal of Saturday, when,

On motion of Mr. Darnell,

The further reading of the same was dispensed with.

Mr. McGrath, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 30th day of March, 1874, laid before the Governor for his approval, viz :

House bill, No. 715, for "An act to amend the title of 'an act entitled 'an act to fix the salaries of State officers ; of the judges of the circuit courts and superior court of Cook county ; of the State's attorneys ; of the judges and prosecuting attorneys of inferior courts in cities and towns ; of the county officers of Cook county ; to regulate the fees of the Secretary of State, and of the clerks of the supreme court ; to classify the counties according to population, and fix the scale of fees for county officers in each class ; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers ; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' in force July 1, 1872."

House bill, No. 719, for "An act to enable cities and villages to establish and maintain cemeteries."

House bill, No. 310, for "An act to provide for the sale of unclaimed property by common carriers, warehousemen and innkeepers."

Mr. McGrath from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 30th day of March, 1874, laid before the Governor for his approval, viz :

House bill, No. 762, for "An act to amend an act entitled 'an act in regard to roads and bridges, in counties under township organization,' approved April 11, 1873."

House bill, No. 743, for "An act entitled 'an act to secure to clergymen of all denominations free access to the penitentiary at Joliet, and all other penal, reformatory and charitable institutions in the State of Illinois.'"

House bill, No. 515, for "An act to amend an act entitled 'an act in relation to the penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet,' approved June 16, 1871.'"

House bill, No. 608, for "An act to revise the law in relation to attorneys and counselors."

House bill, No. 108, for "An act to regulate the means of egress from public buildings."

A message from the Governor, by Philo J. Beveridge, Private Sec'y :

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz :

House bill, No. 715, for "An act to amend the title of 'an act entitled 'an act to fix the salaries of State officers ; of the judges of the circuit courts and superior court of Cook county ; of the State's attorneys ; of the judges and prosecuting attorneys of inferior courts in cities and towns ; of the county officers of Cook county ; to regulate the fees of the Secretary of State, and of the clerks of the supreme court ; to classify the counties according to population, and fix the scale of fees for county officers in each class ; to establish the fees of masters in chancery, notaries public, commissioners, arbitrators, jurors, witnesses, justices of the peace, constables, and all town officers ; to provide the mode of rendering their accounts, and to fix a penalty for exacting illegal fees,' in force July 1, 1872."

House bill, No. 762, for "An act to amend an act entitled 'an act in regard to roads and bridges, in counties under township organization,' approved April 11, 1873."

House bill, No. 767, for "An act to amend section thirty-one (31) of 'an act concerning corporations,' in force July 1, 1872."

House bill, No. 17, for "An act to enable boards of underwriters incorporated by or under the laws of the State of Illinois, to establish and maintain a fire patrol."

House bill, No. 108, for "An act to regulate the means of egress from public buildings."

House bill, No. 515, for "An act to amend an act entitled 'an act in relation to the penitentiary at Joliet, to be entitled 'an act to provide for the management of the Illinois State Penitentiary at Joliet,' approved June 16, 1871.'"

House bill, No. 743, for "An act entitled 'an act to secure to clergymen of all denominations free access to the penitentiary at Joliet, and all other penal, reformatory and charitable institutions in the State of Illinois.'"

House bill, No. 719, for "An act to enable cities and villages to establish and maintain cemeteries."

House bill, No. 608, for "An act to revise the law in relation to attorneys and counselors."

House bill, No. 310, for "An act to provide for the sale of unclaimed property by common carriers, warehousemen and innkeepers."

A message from the Senate, by Mr. Paddock :

Mr. Speaker: I am directed to inform the House of Representatives that the Senate has adopted the following resolution, to-wit :

*Resolved by the Senate, the House of Representatives concurring herein, That we, the members of the Twenty-eighth General Assembly, owe a debt of gratitude to Hon. C. W. Upton, Hon. Charles B. Steele, Hon. Milton Hay, Hon. J. M. Rountree and Hon. Charles Dunham, members of the joint committee of revision, for the earnest attention and satisfactory manner in which they have accomplished the duty assigned them, of completing the revision of the statutes of the State.*

In the adoption of which I am instructed to ask the concurrence of the House of Representatives.

The Senate resolution, in relation to the members of the joint committee on revision, was taken up and concurred in.

The Senate resolution in regard to the appointment of a State board of managers to represent the State in the International Exposition to be held at Philadelphia, in 1876, was taken up and concurred in.

On motion of Mr. Connolly,

At 9:45 o'clock A. M. the House adjourned to 11 o'clock A. M. to-morrow.

## TUESDAY, MARCH 31, 1874.

The House met at the regular hour.

Prayer by Rev. Mr. Reed.

The journal of yesterday was read.

The Speaker laid before the House the following communication:

STATE OF ILLINOIS, SECRETARY'S OFFICE,  
SPRINGFIELD, March 23, 1874.

HON. S. M. CULLOM,

*Speaker of the House of Representatives*

*Twenty-eighth General Assembly :*

SIR : In response to a resolution adopted by the House of Representatives on the 21st inst., asking of me information as to the amount paid on account of the revision of the laws of this State, I have the honor to report that there are no papers or records in this office from which I can give the information desired. All vouchers for services, etc., upon which warrants are drawn in payment, are filed with the Auditor of Public Accounts, who will be pleased to respond to all demands made upon him for the information required.

I am sir, very respectfully,

GEO. H. HARLOW,

*Secretary of State.*

The Speaker laid before the House the following communication:

OFFICE OF SECRETARY OF STATE,  
CITY OF JEFFERSON, MO.

I, Eugene F. Weigel, Secretary of State of the State of Missouri, do hereby certify that the annexed pages contain a true, complete and full copy of the concurrent resolution of the General Assembly of the State of Missouri, entitled "Senate concurrent resolution No. 51," approved March 17th, 1874, as appears by comparing the same with the original roll of said resolution now on file, as the law directs, in this office.

In testimony whereof, I have hereunto set my hand and  
[SEAL.] affixed my official seal. Done at office, this 20th day of  
March, A. D. eighteen hundred and seventy-four.

EUGENE F. WEIGEL,  
*Secretary of State.*

*Senate Concurrent Resolution, No. 51.*

WHEREAS, this General Assembly, in resolutions already adopted, has urged upon the Congress of the United States, and the legislatures of other states of the Mississippi Valley, the necessity of so deepening the mouth of the Mississippi river as to afford a free passage for the largest vessels of commerce; and whereas, the report of the Board of United States Engineers, convened to examine the plan of improvement, by a ship canal below Fort St. Philip, has, since the passage of the above resolutions, shown that great uncertainty exists as to the proper location and method of construction of the proposed canal, as to its cost, and as to date of its completion; and the committee of the House of Representatives upon railways and canals, has, consequently, decided not to report favorably upon that project; and whereas, Captain James B. Eads, an engineer of high and established reputation, whose conduct of great enterprises during and since the war entitles him to the utmost confidence, has formally proposed, at the cost and risk of himself and his associates, to deepen the mouth of the Mississippi River by constructing jetties, provided the United States will pay five million dollars (\$5,000,000) when a depth of twenty-eight (28) feet, with a channel not less than six hundred (600) feet in width, shall have been secured and for fifteen months maintained; and five million dollars (\$5,000,000) more upon the maintenance of such depth and channel for a term of nine years, the aggregate being less than the cost of necessary jetties as estimated by the board of engineers, and a sum insignificant in comparison with the value of such an improvement to the national commerce, while the United States, paying only after the completion of works and the accomplishment of required results, would be protected from all risk by the acceptance of this proposal; therefore, be it

*Resolved by the Senate, the House of Representatives concurring therein,* That the Senators from this State are hereby instructed and the Representatives requested to support House bill, No. 2342, which has been unanimously reported from the House committee on railways and canals, and which provides for the improvement of the mouth of the Mississippi, substantially, according to the plan above mentioned.

*Resolved,* That the Secretary of State is hereby instructed to forward a copy of these resolutions to each Senator and Representative from this State, in the Congress of the United States, and also to the legislatures of each other State in the Mississippi Valley, respectfully inviting concurrent action with this General Assembly upon this subject.

APPROVED March 17th, 1874.

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled on the 30th day of March, 1874, and laid before the Governor for his approval, viz:

Senate bill, No. 258, for "An act in regard to the action of account."

Senate bill, No. 279, for "An act to revise the law in relation to the Secretary of State."

Senate bill, No. 449, for "An act to revise the law in relation to permitting animals to run at large."

Senate bill, No. 455, for "An act to revise the law in relation to husband and wife."

Senate bill, No. 458, for "An act to provide for the licensing of and against the evils arising from the sale of intoxicating liquors."

Senate bill, No. 557, for "An act to empower the Auditor to draw his warrants for unexpended money heretofore appropriated to the Institution for the Education of the Blind, and for a further appropriation to said institution."

Senate bill, No. 584, for "An act to enable the board of supervisors of Lawrence county to acquire title to the south part of the south-west quarter of section No. three, town two north, range eleven west, seventy-three acres, and to hold and dispose of the same for the use of the pauper fund of said county."

Senate bill, No. 591, for "An act to further provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly."

Senate bill, No. 603, for "An act to amend an act entitled 'an act to remedy the evils consequent upon the destruction of any public records by fire, or otherwise,' approved April 9, 1872."

Senate bill, No. 608, for "An act to amend section 92 of an act entitled 'an act for the assessment of property and for the levy and collection of taxes,' approved March 30, 1872."

Senate bill, No. 600, for "An act to provide for the publication of the Revised Statutes of the State."

Mr. Moore of Marshall, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 30th day of March, 1874, laid before the Governor for his approval, to-wit:

House bill, No. 810, for "An act to amend section fifty (50) of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

House bill, No. 390, for "An act to amend section 14 of the act entitled 'an act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree,' in force July 1, 1872."

House bill, No. 705, for "An act to amend sections six (6), seven (7), nine (9), twenty-four (24), twenty-six (26), and fifty-three (53), of article nine (9), of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872."

Mr. Moore of Marshall, from the joint committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and, on the 31st day of March, 1874, laid before the Governor for his approval, to-wit:

Senate bill, No. 483, for "An act to repeal certain acts therein named."

Senate bill, No. 472, for "An act to revise the law in relation to State contracts."

Senate bill, No. 596, for "An act in relation to gas companies."

Mr. Quinn, from the committee on enrolled and engrossed bills, begs leave to report that bills of the following titles have been correctly enrolled, and on the 31st day of March, 1874, laid before the Governor for his approval, viz:

Senate bill, No. 623, for "An act to revise the law in relation to counties."

House bill, No. 203, for "An act in relation to fencing and operating railroads."

House bill, No. 792, for "An act to authorize incorporated cities, towns or villages in this State, situated upon the banks of navigable rivers, to lease parts of their public landings or levees."

A message from the Governor, by Philo J. Beveridge, Private Secretary:

Mr. Speaker: I am directed by the Governor to inform the House of Representatives that he has approved and signed bills of the following titles, viz:

Senate bill, No. 472, for "An act to revise the law in relation to State contracts."

House bill, No. 203, for "An act in relation to fencing and operating railroads."

House bill, No. 623, for "An act to revise the law in relation to counties."

Senate bill, No. 483, for "An act to repeal certain acts therein named."

House bill, No. 792, for "An act to authorize incorporated cities, towns or villages in this State, situated upon the banks of navigable rivers, to lease parts of their public landings or levees."

House bill, No. 390, for "An act to amend section fourteen (14) of the act entitled 'an act in regard to judgments and decrees and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree,' in force July 1, 1872."



House bill, No. 705, for "An act to amend sections six (6), seven (7), nine (9), twenty-four (24), twenty-six (26) and fifty-three (53), of article nine (9), of an act entitled 'an act to provide for the incorporation of cities and villages,' approved April 10, 1872."

House bill, No. 810, for "An act to amend section fifty (50) of an act entitled 'an act to establish and maintain a system of free schools,' approved April 1, 1872."

Senate bill, No. 258, for "An act in regard to the action of account."

Senate bill, No. 591, for "An act to further provide for the ordinary and contingent expenses of the State government until the expiration of the first fiscal quarter after the adjournment of the next regular session of the General Assembly."

Senate bill, No. 449, for "An act to revise the law in relation to permitting animals to run at large."

Senate bill, No. 557, for "An act to empower the Auditor to draw his warrants for unexpended money heretofore appropriated to the Institution for the Education of the Blind, and for a further appropriation to said institution."

Senate bill, No. 584, for "An act to enable the board of supervisors of Lawrence county to acquire title to the south part of the southwest quarter of section number three, town two north, range eleven west, seventy-three acres, and to hold and dispose of the same for the use of the pauper fund of said county."

Senate bill, No. 603, for "An act to amend an act entitled 'an act to remedy the evils consequent upon the destruction of any public records by fire, or otherwise,' approved April 9, 1872."

Senate bill, No. 608, for "An act to amend section 92 of an act entitled 'an act for the assessment of property and for the levy and collection of taxes,' approved March 30, 1872."

Senate bill, No. 458, for "An act to provide for the licensing of and against the evils arising from the sale of intoxicating liquors."

Senate bill, No. 600, for "An act to provide for the publication of the Revised Statutes of the State."

Senate bill, No. 455, for "An act to revise the law in relation to husband and wife."

Senate bill, No. 279, for "An act to revise the law in relation to the Secretary of State."

The Speaker laid before the House the following communication :

STATE OF ILLINOIS, EXECUTIVE DEPARTMENT,  
SPRINGFIELD, *March 27, 1874.*

TO THE HON. SHELBY M. CULLOM,

*Speaker of the House of Representatives :*

SIR: I respectfully return to the House of Representatives House bill, No. 828, entitled "An act to amend an act in regard to gateways, roads and bridges in counties not under township organization," without my approval, for the reason, in my opinion, that section 2 of said act is in violation of the spirit of section 32, art. 4 of the constitution, which provides that the General Assembly shall pass liberal homestead and exemption laws; and would be oppressive to a large part of the citizens of the State, whose rights the constitution was framed to protect.

Very respectfully submitted.

JOHN L. BEVERIDGE,  
*Governor.*

On motion of Mr. Westfall,

The Senate concurrent resolutions in relation to the freight and passenger traffic on the Union Pacific railroad and branches, were taken up and concurred in.

Mr. Hildrup moved that a committee of three be appointed to wait upon the Governor and ascertain whether he has any further communications to make to the House; which was agreed to.

The Speaker announced as such committee, Messrs. Hildrup, Orendorff and Darnell.

Mr. Hildrup, from said committee, reported that they had waited upon the Governor and ascertained that he had no further communications to make to the House.

Mr. Ferrier, at 11:35 o'clock A. M., moved that the House adjourn; which was agreed to.

And, in pursuance of a joint resolution previously adopted, the Speaker declared the House adjourned, *sine die*.

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## ERRATA.

Page 150, House bill, No. 634, is wrongly printed No. 434.

Page 276, House bill, No. 476, should be No. 467.

Page 366, Senate bill, No. 350, should be No. 359.

Page 396, Senate bill, No. 499, should be No. 479.

Page 588, fifth line from bottom, for "not concurred in," read "concurred in."

Page 590, Senate bill, No. 573, should be No. 513.

Page 596, Quinn's amendment, for "was adopted" read "was not adopted."

Page 644, "Senate bill, No. 623," should read "House bill, No 623."

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**PAY-ROLL OF THE HOUSE OF REPRESENTATIVES**

**AND**

**EXPENSES OF THE 28TH GENERAL ASSEMBLY.**

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*Prepared by the Auditor of Public Accounts.*

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# Pay Roll of the House of Representatives.

MEMBERS.	FOR FIRST REGULAR SESSION, Convened January 8, 1873; adjourned May 6, 1873.						FOR ADJOURNED REGULAR SESSION, Conv'd Jan. 6, 1874; adjourned Mar. 31, '74						REMARKS.
	Number of days.....	Number of miles.....	Per diem.....	Mileage.....	Compensation for post- age, stationery, etc..	Total amount paid....	Number of days.....	Number of miles.....	Per diem.....	Mileage.....	Compensation for post- age, stationery, etc..	Total amount paid....	
Alexander, Harmon	119	312	\$395	\$31 20	\$50	\$776 30	85		\$425			\$425 00	\$1,101 90
Alexander, E. J. C.	119	140	595	14 00	50	639 00	85		425			425 00	1,084 00
Anderson, E. S.	119	312	595	31 20	50	676 20	85		425			425 00	1,101 20
Armstrong, F. A.	119	304	595	30 40	50	675 40	85		425			425 00	1,100 40
Armstrong, G. W.	119	302	595	30 20	50	673 20	85		425			425 00	1,097 20
Bailow, Charles	119	170	595	17 00	50	642 00	85		425			425 00	1,085 80
Barley, D. W.	119	338	595	33 80	50	678 00	85		425			425 00	1,095 80
Bishop, H. B.	119	236	595	23 60	50	668 00	85		425			425 00	1,093 00
Bishop, Richard	119	472	595	47 20	50	692 00	85		425			425 00	1,111 80
Blakely, Wm. A.	119	380	595	38 00	50	663 00	85		425			425 00	1,099 50
Bocock, Cyrus	119	225	595	22 50	50	667 50	85		425			425 00	1,111 00
Booth, Daniel	119	410	595	41 00	50	686 00	85		425			425 00	1,107 00
Bradwell, Jan. B.	119	370	595	37 00	50	682 00	85		425			425 00	1,070 80
Branson, N. W.	119	65	595	6 50	50	651 80	85		425			425 00	1,081 80
Bryant, F. E.	119	118	595	11 80	50	656 80	85		425			425 00	1,069 80
Bullard, Lucian	119	198	595	19 80	50	664 80	85		425			425 00	193 80
Bushman, Nehemiah	94	228	120	23 80	50	192 80							
Cassidy, N. R.	119	416	595	41 60	50	686 00	85		425			425 00	1,111 60
Cassedy, John	119	161	595	16 10	50	661 10	85		425			425 00	1,086 10
Carpenter, J. A.	119	466	595	46 60	50	691 60	85		425			425 00	1,116 60
Chambers, J. S.	119	253	595	25 30	50	670 80	85		425			425 00	1,095 80
Collins, E. B.	119	373	595	37 30	50	682 80	85		425			425 00	1,107 80
Condon, W. H.	119	370	595	37 00	50	682 00	85		425			425 00	1,107 00
Connolly, J. A.	119	184	595	18 40	50	663 40	85		425			425 00	1,089 40
Crawford, R. F.	46	454	220	45 40	50	325 40	85		425			425 00	750 40
Cronkite, E. L.	119	308	595	30 80	50	684 00	85		425			425 00	1,109 80
Cross, Robert J.	38	480	195	48 00	50	293 00							283 00
Crosby, Albert P.													
Cullerton, E. T.	119	370	595	37 00	50	682 00	85	202	425	\$20 30	\$50	425 00	495 30
Darnell, J. M.	119	106	595	10 60	50	635 60	85		425			425 00	1,107 00
Davis, C. P.	119	139	595	13 90	50	658 90	85		425			425 00	1,080 90
Dement, H. D.	119	390	595	39 00	50	677 00	85		425			425 00	1,095 00



Pay Roll of the House of Representatives.

MEMBERS.	FOR FIRST REGULAR SESSION. Convened January 8, 1873; adjourned May 6 1873.						FOR ADJOURNED REGULAR SESSION. Conv'd Jan. 6, 1874; adjourned Mar. 31, '74						For all sessions.	REMARKS.
	Number of days.....	Number of miles.....	Per diem.....	Mileage.....	Compensation for post- age, stationery, etc..	Total amount paid....	Number of days.....	Number of miles.....	Per diem.....	Mileage.....	Compensation for post- age, stationery, etc..	Total amount paid....		
Alexander, Harmon.....	119	312	\$395	\$31 20	\$50	\$676 20	85		\$425			\$425 00	\$1,101 20	
Alexander, E. J. C.....	119	140	595	14 00	50	659 00	85		425			425 00	1,084 00	
Anderson, R. S.....	119	312	595	31 20	50	676 20	85		425			425 00	1,101 20	
Armstrong, P. A.....	119	304	595	30 40	50	675 40	85		425			425 00	1,100 20	
Armstrong, G. W.....	119	302	595	30 20	50	675 20	85		425			425 00	1,100 20	
Barlow, Charles.....	119	170	595	17 00	50	642 00	85		425			425 00	1,087 00	
Barkley, D. W.....	119	258	595	25 80	50	670 80	85		425			425 00	1,095 80	
Bishop, H. B.....	119	236	595	23 60	50	648 60	85		425			425 00	1,117 20	
Bishop, Richard.....	119	473	595	47 20	50	692 20	85		425			425 00	1,093 60	
Blakely, Wm. A.....	119	180	595	18 00	50	663 00	85		425			425 00	1,089 00	
Bocock, Cyrus.....	119	225	595	22 50	50	667 50	85		425			425 00	1,099 50	
Booth, Daniel.....	119	410	595	41 00	50	686 00	85		425			425 00	1,111 00	
Bradwell, Jas. B.....	119	370	595	37 00	50	682 00	85		425			425 00	1,107 00	
Branson, N. W.....	119	68	595	6 80	50	651 80	85		425			425 00	1,076 80	
Bryant, F. E.....	119	118	595	11 80	50	654 80	85		425			425 00	1,081 80	
Bullard, Lucian.....	119	198	595	19 80	50	664 80	85		425			425 00	1,089 80	
Bushnell, Nehemiah.....	94	298	1298	29 80	50	1398 00	85		425			425 00	1,122 80	
Cassidy, John.....	119	416	595	41 60	50	686 60	85		425			425 00	1,111 60	
Carpenter, J. A.....	119	161	595	16 10	50	661 10	85		425			425 00	1,086 10	
Chambers, J. S.....	119	466	595	46 60	50	691 60	85		425			425 00	1,116 60	
Collins, E. B.....	119	258	595	25 80	50	670 80	85		425			425 00	1,095 80	
Condon, W. H.....	119	372	595	37 20	50	684 20	85		425			425 00	1,107 20	
Connelly, J. A.....	119	370	595	37 00	50	682 00	85		425			425 00	1,107 00	
Crawford, R. F.....	119	424	595	42 40	50	693 40	85		425			425 00	1,107 40	
Cronkite, E. L.....	46	354	595	35 40	50	624 40	85		425			425 00	1,085 40	Vice R. J. Cross, deceased
Cross, Robert J.....	119	398	595	39 80	50	684 80	85		425			425 00	1,108 40	
Crosby, Alfred P.....	30	480	195	48 00	50	583 00	85		425	\$50 20		475 20	465 20	Vice Z. S. Swan, resigned.
Daniel, C. P.....	119	370	595	37 00	50	682 00	63	302	425		\$50	475 00	465 00	
Daniel, J. M.....	119	140	595	14 00	50	659 00	85		425			425 00	1,101 20	
Daniel, H. D.....	119	140	595	14 00	50	659 00	85		425			425 00	1,101 20	
Daniel, R. M.....	119	140	595	14 00	50	659 00	85		425			425 00	1,101 20	
Daniel, W. G.....	119	304	595	30 40	50	675 40	85		425			425 00	1,100 20	



Ramey, T. T.	119	319	595	51	20	50	660	20	85	425					425 00	1,091 50
Rankin, David	119	330	595	32	00	50	677	00	85	425					425 00	1,102 00
Ray, L. B.	119	300	595	30	00	50	675	00	85	425					425 00	1,100 00
Rice, Isaac	119	434	595	43	40	50	698	40	85	425					425 00	1,113 40
Rogers, T. P.	119	118	595	11	80	50	658	80	85	425					425 00	1,081 50
Ronntree, J. M.	119	370	595	37	00	50	692	00	85	425					425 00	1,107 00
Savage, Amos	119	314	595	31	40	50	676	40	85	425					425 00	1,101 40
Sawyer, T. S.	119	526	595	52	60	50	670	60	85	425					425 00	1,095 60
Scallan, J. F.	119	370	595	37	00	50	692	00	85	425					425 00	1,107 00
Scott, Wm.	119	244	595	24	40	50	670	40	85	425					425 00	1,110 40
Sonne, Henry C.	119	404	595	40	40	50	685	40	85	425					425 00	1,115 40
Shaw, James	119	456	595	45	60	50	690	60	85	425					425 00	1,115 60
Sheridan, M. J.	119	372	595	37	20	50	682	20	85	425					425 00	1,107 20
Sherman, F. T.	119	370	595	37	00	50	692	00	85	425					425 00	1,107 00
Shumway, H. P.	119	52	595	5	20	50	650	20	85	425					425 00	1,075 20
Smith, C. G.	119	142	595	14	20	50	659	20	85	425					425 00	1,084 20
Snow, H. W.	119	170	595	17	00	50	663	00	85	425					425 00	1,087 00
Sonle, Lewis	119	264	595	26	40	50	671	40	85	425					425 00	1,096 40
Starr, J. S.	119	146	595	14	60	50	659	60	85	425					425 00	1,084 60
Stewart, D. J.	119	434	595	43	40	50	688	40	85	425					425 00	1,113 40
Stewart, A. E.	119	118	595	11	80	50	658	80	85	425					425 00	1,081 50
Streeter, A. J.	119	277	595	27	70	50	673	70	85	425					425 00	1,097 50
Stroud, L. M.	119	94	595	9	40	50	654	40	85	425					425 00	1,079 40
Swan, Z. S.	119	142	595	14	20	50	659	20	85	425					425 00	1,084 20
Taggart, W. T.	119	194	595	19	40	50	664	40	85	425					425 00	1,111 40
Thagart, James S.	119	418	595	41	80	50	668	80	85	425					425 00	1,093 80
Thomas, John	119	230	595	23	00	50	663	00	85	425					425 00	1,087 00
Thomson, S. V.	119	176	595	17	60	50	663	60	85	425					425 00	1,087 60
Tilton, John	60	228	300	23	80	50	373	80	85	425					425 00	373 80
Tuitt, James M.	119	140	595	14	00	50	650	00	85	425					425 00	1,084 00
Violen, A. L.	119	42	595	4	20	50	649	20	85	425					425 00	1,074 20
Walker, Leonidas	119	312	595	31	20	50	676	20	85	425					425 00	1,100 20
Warner, W. W.	119	302	595	30	20	50	675	20	85	425					425 00	1,100 20
Washington, G. E.	119	370	595	37	00	50	692	00	85	425					425 00	1,107 00
Wayman, Wm.	119	370	595	37	00	50	692	00	85	425					425 00	1,107 00
Webber, J. D.	119	176	595	17	60	50	663	60	85	425					425 00	1,087 60
Webster, E. G.	119	574	595	57	40	50	663	40	85	425					425 00	1,083 40
Wentler, Henry	119	916	595	91	60	50	666	60	85	425					425 00	1,091 60
Wentfall, E. K.	119	174	595	17	40	50	669	40	85	425					425 00	1,087 40
Wick, Bechard	119	518	595	51	80	50	668	80	85	425					425 00	1,086 80
Wick, C. G.	119	370	595	37	00	50	692	00	85	425					425 00	1,107 00
Wicker, C. G.	119	374	595	37	40	50	697	40	85	425					425 00	1,113 40
Wood, Benson	119	428	595	42	80	50	697	80	85	425					425 00	1,113 80
Wynore, Jas. L.	119	None	595	None		50	645	00	85	425					425 00	1,070 00
Culom, S. M.	119	None	595	None		50	645	00	85	425					425 00	1,070 00
Totals	41,067	\$90,660	\$4,106 70	\$7,750	\$103,546 70	758	\$65,092	\$75 80	\$200	\$45,300 80	\$167,949 50					

{ Vice Nehemiah Buehnell,  
deceased

*Officers and Employees of the House of Representatives.*

NAMES.		POSITION, ETC.		FOR FIRST REGULAR SESSION. Convened Jan. 8, '73, adj'd May 6, '73.										FOR ADJOURNED REGULAR SESSION. Convened Jan. 6, 1874, and adj'd March 6, 1874.									
				Number of days	Rate per day	Amount paid	Number of days after adjournment	Amount paid	Total amount paid	Number of days	Rate per day	Amount paid	Number of days after adjournment	Amount paid	Total amount paid	Aggregate amount paid							
Daniel Shepard	Clerk	119	\$6	\$714	30	\$180	\$894	85	\$6			30	\$180	\$900	\$1,584								
J. E. Allison	First Assistant Clerk	119	6	714	30	180	894	85	6			30	180	690	1,584								
J. D. Hamilton	Second "	119	6	714	30	180	894	85	6			30	180	690	1,584								
U. W. Johns	Third "	119	6	714	30	180	894	85	6			30	180	690	1,584								
J. K. Nagle	Reading Clerk	119	6	714	30	180	894	85	6			30	180	690	1,584								
Mary O. Charlton	Third Assistant Clerk	119	6	714	5	30	744	85	6			10	60	570	1,314								
W. I. Allen	Enrolling and Engrossing Clerk	119	6	714			714	85	6				444	444	1,158								
V. W. Dashiell	First Assistant Enrolling and Engrossing Clerk	119	6	714			714	85	6				510	510	1,224								
Eugene Roche	Second "	"	"	"			"	11	6				66	66	66								
W. B. Taylor	"	"	"	"			"	9	6				48	48	48								
W. G. Parker	"	"	"	"			"	3	18				510	546	1,378								
A. B. Kirkbride	Doorkeeper	119	6	714			714	85	6				510	510	1,234								
Thomas Rountree	First Assistant Doorkeeper	119	6	714			714	85	6				510	510	1,234								
J. P. Roberts	Second "	119	6	714			714	85	6				510	546	1,302								
W. F. Wilton	Postmaster	119	6	714	7	42	756	85	6			6	36	546	1,354								
T. E. Woods	First Assistant Postmaster	119	6	714			714	85	6				510	510	1,234								
E. DeFretas	Second "	111	6	666			666	85	6				510	510	1,176								
Alexander Masters	Policeman	117	4	468			468	85	4				340	340	808								
Thomas Handy	"	117	4	468			468	85	4				340	340	808								
John O. Piper	"	117	4	468			468	85	4				340	340	808								
Fred C. Kitch	"	117	4	468			468	85	4				340	340	808								
George Fisher	"	"	"	"			468	85	4				340	340	808								
N. S. Carlisle	Janitor	111	4	444			444	85	4				340	340	340								
W. H. Duffield	"	119	4	476			476	85	4			6	24	364	784								
A. E. Magie	"	117	4	468			468	85	4				340	340	808								
Wm. Barrett	"	98	3	294			294	85	3				255	255	549								
Charles W. Pool	Janitor of committee rooms, etc.	117	4	468			468	80	4				320	320	468								
E. S. Reynolds	"	104	4	416			416	80	4				320	320	736								
Wm. Jones	"	99	4	396			396	87	4				108	408	504								
Edward C. Craft	"	109	4	436			436	85	4				340	340	408								
John E. Allen	"	"	"	"			"	85	4				340	340	340								
Solomon Jones	"	"	"	"			"	53	4				170	170	523								

Ramey, T. T.	119	219	595	21 20	50	666 20	85	425	.....	.....	425 00	1,091 20	.....
Rankin, David	119	320	595	32 00	50	677 00	85	425	.....	.....	425 00	1,102 00	.....
Ray, L. B.	119	300	595	30 00	50	675 00	85	425	.....	.....	425 00	1,100 00	.....
Rice, Isaac	119	434	595	43 40	50	694 40	85	425	.....	.....	425 00	1,113 40	.....
Rogers, T. P.	119	118	595	11 80	50	656 80	85	425	.....	.....	425 00	1,081 80	.....
Rountree, J. M.	119	370	595	37 00	50	693 00	85	425	.....	.....	425 00	1,107 00	.....
Rountree, J. M.	119	370	595	37 00	50	693 00	85	425	.....	.....	425 00	1,107 00	.....
Savage, Amos	119	314	595	31 40	50	676 40	85	425	.....	.....	425 00	1,101 40	.....
Sawyer, T. S.	119	256	595	25 60	50	670 60	85	425	.....	.....	425 00	1,095 60	.....
Scallan, J. F.	119	370	595	37 00	50	692 00	85	425	.....	.....	425 00	1,107 00	.....
Scott, Wm.	119	254	595	25 40	50	670 40	85	425	.....	.....	425 00	1,095 40	.....
Seune, Henry C.	119	404	595	40 40	50	685 40	85	425	.....	.....	425 00	1,115 40	.....
Shaw, James	119	456	595	45 60	50	690 60	85	425	.....	.....	425 00	1,125 00	.....
Sheridan, M. J.	119	372	595	37 20	50	692 00	85	425	.....	.....	425 00	1,107 20	.....
Sherman, F. T.	119	370	595	37 00	50	692 00	85	425	.....	.....	425 00	1,107 00	.....
Shumway, H. P.	119	58	595	5 20	50	650 20	85	425	.....	.....	425 00	1,075 20	.....
Smith, C. G.	119	143	595	14 30	50	659 30	85	425	.....	.....	425 00	1,084 30	.....
Snow, H. W.	119	170	595	17 00	50	659 00	85	425	.....	.....	425 00	1,087 00	.....
Sonle, Lewis	119	264	595	26 40	50	671 40	85	425	.....	.....	425 00	1,096 40	.....
Starr, J. S.	119	146	595	14 60	50	659 60	85	425	.....	.....	425 00	1,084 60	.....
Stewart, D. J.	119	434	595	43 40	50	694 40	85	425	.....	.....	425 00	1,113 40	.....
Stewart, A. E.	119	118	595	11 80	50	656 80	85	425	.....	.....	425 00	1,081 80	.....
Streeter, A. J.	119	277	595	27 70	50	673 70	85	425	.....	.....	425 00	1,087 80	.....
Stroud, L. M.	119	94	595	9 40	50	654 40	85	425	.....	.....	425 00	1,079 40	.....
Swan, Z. S.	119	149	595	14 20	50	659 20	85	425	.....	.....	425 00	1,082 20	.....
Sylvester, W. T.	119	194	595	19 40	50	664 40	85	425	.....	.....	425 00	1,111 40	.....
Taggart, James S.	119	413	595	41 30	50	666 30	85	425	.....	.....	425 00	1,093 00	.....
Thomas, John	119	230	595	23 00	50	663 00	85	425	.....	.....	425 00	1,087 00	.....
Thompson, S. Y.	119	176	595	17 60	50	663 60	85	425	.....	.....	425 00	1,087 00	.....
Tilburn, John	119	200	595	20 00	50	660 00	85	425	.....	.....	425 00	1,084 00	.....
Trauttt, James M.	119	140	595	14 00	50	658 00	85	425	.....	.....	425 00	1,084 00	.....
Wagner, A. L.	119	412	595	41 20	50	664 20	85	425	.....	.....	425 00	1,112 20	.....
Walker, W. W.	119	362	595	36 20	50	668 20	85	425	.....	.....	425 00	1,108 20	.....
Washburn, G. E.	119	370	595	37 00	50	692 00	85	425	.....	.....	425 00	1,107 00	.....
Wayman, Wm.	119	370	595	37 00	50	692 00	85	425	.....	.....	425 00	1,107 00	.....
Webber, J. D.	119	234	595	23 40	50	668 40	85	425	.....	.....	425 00	1,093 40	.....
Webster, E. G.	119	216	595	21 60	50	666 60	85	425	.....	.....	425 00	1,091 60	.....
Wendelmer, Henry	119	178	595	17 80	50	668 80	85	425	.....	.....	425 00	1,087 80	.....
Wendall, E. K.	119	370	595	37 00	50	692 00	85	425	.....	.....	425 00	1,107 00	.....
Wick, Bernhard	119	370	595	37 00	50	692 00	85	425	.....	.....	425 00	1,107 00	.....
Wicker, C. G.	119	174	595	17 40	50	662 40	85	425	.....	.....	425 00	1,087 40	.....
Wood, Benson	119	428	595	42 80	50	687 80	85	425	.....	.....	425 00	1,112 80	.....
Wymore, Jas. L.	119	None	595	None	50	645 00	85	425	.....	.....	425 00	1,070 00	.....
Cullom, S. M.	119	None	595	None	50	645 00	85	425	.....	.....	425 00	1,070 00	.....
Totals	.....	41,067	\$90,690	\$4,106 70	\$7,750	\$102,546 70	758	\$65,025	\$75 80	\$200	\$15,300 00	\$167,849 50	.....

Vice Nehemiah Brannell,  
deceased.

*Officers and Employees of the House of Representatives.*

NAMES.	POSITION, ETC.	FOR FIRST REGULAR SESSION. Convened Jan. 8, '73, adj'd May 6, '73.							FOR ADJOURNED REGULAR SESSION. Convened Jan. 6, 1874, and adj'd March 6, 1874.						
		Number of days	Rate per day	Amount paid	Number of days after adjournment	Amount paid	Total amount paid	Number of days	Rate per day	Amount paid	Number of days after adjournment	Amount paid	Total amount paid	Aggregate amount paid	
Daniel Shepard.	Clerk	119	\$6	\$714	30	\$180	\$894	85	\$6	\$510	30	\$180	\$690	\$1,584	
J. F. Allison	First Assistant Clerk	119	6	714	30	180	894	85	6	510	30	180	690	1,584	
J. D. Hamilton	Second	119	6	714	30	180	894	85	6	510	30	180	690	1,584	
G. W. Johnson	Third	119	6	714	30	180	894	85	6	510	30	180	690	1,584	
J. K. Magie.	Reading Clerk	119	6	714	30	180	894	85	6	510	30	180	690	1,584	
Mary O. Charlton.	Third Assistant Clerk	119	6	714	5	30	744	85	6	510	10	60	570	1,314	
W. I. Allen	Enrolling and Engrossing Clerk	119	6	714			714	85	6	510			444	1,158	
V. W. Duhiel	First Assistant Enrolling and Engrossing Clerk	119	6	714			714	85	6	510			510	1,224	
Edmund Roche	Second	119	6	714			714	85	6	510			510	1,224	
W. B. Taylor	"							11	6	66			66	66	
W. G. Parker.	"							9	0	48			48	48	
A. B. Kirkbride.	Doorkeeper	119	6	714	3	18	732	85	6	510	6	36	546	1,278	
Thomas Rountree.	First Assistant Doorkeeper	119	6	714			714	85	6	510			510	1,224	
J. F. Roberts	Second	119	6	714			714	85	6	510			510	1,224	
W. F. Wilton	Postmaster	119	6	714	7	42	756	85	6	510	6	36	546	1,302	
T. E. Woods	First Assistant Postmaster	119	6	714			714	85	6	510			510	1,224	
E. DeFreltas.	Second	111	6	666			666	85	6	510			510	1,176	
Alexander Masters	Policeman.	117	4	468			468	85	4	340			340	808	
Thomas Handy	"	117	4	468			468	85	4	340			340	808	
John O. Piper	"	117	4	468			468	85	4	340			340	808	
Fred C. Kitch.	"	117	4	468			468	85	4	340			340	808	
George Fisher	"													468	
N. S. Carlisle	Janitor.	111	4	444				85	4	340			340	340	
W. H. Duffield	"	119	4	476			444	85	4	340			340	784	
A. H. Magie	"	117	4	468			476	85	4	340	6	24	364	840	
Wm. Barrett.	"	117	4	468			468	85	4	340			340	808	
Charles W. Pool	"	98	3	294			468	85	3	255			255	549	
E. S. Reynolds.	Janitor of committee rooms, etc.	117	4	468			468	85	4	340			340	468	
Wm. Jones	"	104	4	416			416	90	4	360			360	736	
Edward C. Craft.	"	90	4	360			416	27	4	108			108	504	
John E. Allen.	"	104	4	416			416	27	4	108			108	408	
Edmund Jones.	"	104	4	416			416	27	4	108			108	408	
	"							25	4	100			100	340	
	"							25	4	100			100	340	



*Expenses of Temporary Officers and Employees of the House of Representatives, 28th General Assembly.*

NAMES.	POSITION, ETC.	No. of days.	Rate per day.	Am't paid
W. B. Pike .....	Assistant Clerk .....	4	\$5	\$20
Jonathan Biggs .....	Doorkeeper .....	4	5	20
W. M. Summers .....	First Assistant Doorkeeper .....	4	5	20
John R. Campbell .....	Second " .....	4	5	20
Thomas Jewell .....	Page .....	8	2	16
James Kelly .....	" .....	8	2	16
H. Gallagher .....	" .....	8	2	16
John Farley .....	" .....	8	2	16
W. J. Penniman .....	" .....	8	2	16
Henry Opel .....	" .....	8	2	16
George Ferguson .....	" .....	8	2	16
Norry Rynn .....	" .....	8	2	16
Benjamin Walker .....	" .....	8	2	16
John Nelson .....	" .....	8	2	16
Willie Henry .....	" .....	2	2	4
Arthur Cole .....	" .....	2	2	4
John M. Adair .....	Secretary (Senate) .....	3	5	15
John A. Cooley .....	Sergeant-at-Arms (Senate) .....	3	5	15
Total .....				\$300

*Expenses of Joint Committee on Revision of Statutes, 28th General Assembly.*

Clark W. Upton .....	Member of Committee .....	218	\$5.	\$1,090
Charles Dunham .....	" .....	218	5	1,090
Charles E. Steele .....	" .....	218	5	1,090
John M. Rountree .....	" .....	218	5	1,090
Milton Hay .....	" .....	178	5	890
Hervey W. Booth .....	Clerk and Secretary of Committee .....	291	5	1,455
Total .....				\$6,765

*Statement of the expenses of the several Committees of the 28th General Assembly, incurred in Traveling, etc.*

NAMES.	COMMITTEE.	Amount.	Total.
H. B. Bishop .....	House Committee on State Institutions .....	\$30 13	
N. W. Branson .....	" .....	34 53	
C. P. Davis .....	" .....	36 73	
T. E. Ferrier .....	" .....	64 46	
John Gordon .....	" .....	64 46	
B. R. Hite .....	" .....	59 00	
W. A. Lemma .....	" .....	57 86	
S. S. Mann .....	" .....	64 46	
J. W. Meacham .....	" .....	32 13	
S. M. Mitchell .....	" .....	64 46	
N. B. Morrison .....	" .....	64 46	
Isaac Rice .....	" .....	36 73	
J. F. Scanlan .....	" .....	66 08	
A. E. Stewart .....	" .....	66 08	
Leonidas Walker .....	" .....	66 08	







# *Detailed Statement of Miscellaneous Expenses of 28th General Assembly, paid from Appropriations to Secretary of State for Incidental Expenses.*

Date of payment.	To whom paid.	For what paid.	Amount.
1873.			
April 12	A. L. Ide	Steam heating apparatus furnished Senate 28th General Assembly	\$2,000 00
" 13	Springfield Gas Light Co.	Gas burned in rooms occupied by 28th General Assembly	974 40
" 14	Nutt & Barkley	Furniture and repairs for 28th General Assembly	156 00
" 15	H. S. Leland & Co.	Rent of rooms for House Judiciary committee 28th General Assembly, 3 months, to April 15, 1873.	150 00
" 17	L. H. Bradley & Bro.	Rent of rooms for House committee on rules and claims 28th General Assembly	25 00
" 21	L. F. Dyson	4 large dampers for House heating apparatus	10 00
" 21	Kimber & Ragsdale	Mourning rosettes furnished Secretary of State for 28th General Assembly	113 85
" 21	Thomas DuPloux	Desk and table furnished Secretary of State for 28th General Assembly	12 50
" 21	B. H. Ferguson	Rent of rooms for House committee on enrolled and engrossed bills, to April 15, 1873.	45 00
" 21	J. S. Fisher	Rent of 3 rooms for House com. on mines, etc., and en. and eng. clerks, to April 15, 1873.	90 00
" 21	Joel Johnson	Rent of 12 rooms for House committees, for 3 months	1,360 00
" 22	E. L. & W. L. Gross	39 copies Gross' Statutes, Vol. 1, furnished Secretary of State for 28th General Assembly	312 00
" 22	L. A. Fuller	Rent of rooms for House committee on railroads, to April 15, 1873	93 35
" 24	E. L. & W. L. Gross	Skeleton maps furnished Secretary of State for 28th General Assembly	49 75
" 25	C. G. French	Gas burned in office of enrolling and engrossing clerk of Senate 28th General Assembly	3 00
" 26	Henry Bugg	Spittoons, buckets, etc., furnished Secretary of State for 28th General Assembly	52 45
" 26	Nutt & Barkley	Repairing chairs for 28th General Assembly	12 00
" 30	S. P. Townsend	Ice furnished for 28th General Assembly	252 00
May	J. Ruckel	Window shades furnished for 28th General Assembly	71 60
" 6	H. Williams	1 stool for Secretary Senate 28th General Assembly	2 00
" 6	John Williams & Co.	Carpet, matting, etc., for committee rooms 28th General Assembly	347 68
" 6	Springfield Gas Light Co.	Gas burned in committee rooms, etc., 28th General Assembly	303 25
" 6	A. L. Ide	Fuel, engineers, etc., operating heating apparatus for Senate and House 28th General Assembly	1,371 00
" 6	D. S. Lombard	Amount due J. L. Crane, P. M., for postage stamps furnished Sec. of State for Sec. of Senate	13 50
" 6	same	Washing towels for House of Representatives 28th General Assembly	9 50
" 13	G. W. Chatterton	Rent of 2 rooms for Senate com. 28th General Assembly, for 3 months, to May 6, 1873.	96 00
" 15	B. H. Ferguson	Spittoons, tumblers, etc., furnished Secretary of State for 28th General Assembly	26 30
" 16	John C. Delany	Drayage for 28th General Assembly	31 50
" 17	Sanford Withrow	Washing towels for 28th General Assembly	38 00
" 17	C. Harratty & Co.	Gas fitting, etc., for 28th General Assembly	73 00
" 19	John Jackson	Whitewashing for 28th General Assembly	26 00
" 20	P. W. Harts	Stationery furnished Secretary of State for 28th General Assembly	1,567 35
" 27	same	Amount due Mrs. A. M. Labarthe for rent of 5 rooms for Senate 28th General Assembly	1,462 75
" 27	R. C. Steele	Assisting reading proof laws 1873, making index, etc.	150 00
" 28	John C. Hughes	Coal furnished Secretary of State for use of committee rooms 28th General Assembly	35 00
" 29	J. G. Loose	Trunks furnished Secretary of State for use of 28th General Assembly for records	26 84
" 29	S. Rosenwald	Postage stamps furnished Secretary of State for Clerk of House of Representatives	18 50
" 31	J. L. Crane, P. M.	Amount paid to H. C. Cullom & Co., for furniture purchased for 28th General Assembly	9 36
June	Geo. H. Harlow, Secretary	Amount paid for copying laws 28th General Assembly for printer	764 00
" 3	same	Printing 7,000 copies Governor's message to 28th General Assembly in German	267 40
" 4	Staats Zeitung Printing Company	Stationery furnished 28th General Assembly for copyists of laws	504 00
" 5	P. W. Harts		102 30
" 20	same		101 15

# Miscellaneous Expenses of 28th General Assembly—Continued.

Date of payment.	To whom paid.	For what paid.	Amount.
1873. July 1.....	Geo. H. Harlow, Secretary.	Amount due Chas. Fisher for carpenter work, repairing Senate Chamber.	\$177 76
" " 1.....	V. Leiby.....	Repairing locks, etc., and keys furnished to 28th General Assembly.	90 95
" " 1.....	Edward Ruiz, Treasurer.	Amount due F. W. Harts, for stationery furnished Secretary of State for copyists, laws 28th General Assembly.	77 25
" " 10.....	T. S. Little.....	Valisea furnished mail carrier 28th General Assembly.	10 50
" " 21.....	F. W. Harts.....	Stationery furnished Secretary of State for copyists laws 28th General Assembly.	75 00
" " 24.....	L. A. Fuller.....	Rent of rooms for House Committee on Railroads, 28th General Assembly.	98 65
Sept. 11.....	F. W. Harts.	Stationery furnished Secretary of State for copyists laws 28th General Assembly.	134 50
Dec. 20.....	Nutt & Barkley.....	One case furnished and repairing done for 28th General Assembly.	44 00
Jan. 2.....	G. W. Chatterton.....	Repairing clock in Senate Chamber.	5 00
Feb. 14.....	S. P. Townsend.....	Ice furnished Secretary of State for 28th General Assembly.	65 00
			\$13,497 65
	Wm. P. Emery & Co.....	Copying laws and Journals 28th General Assembly, on contract (in part pay).	\$1,325 16
	P. W. Harts.....	For amount paid to May 30, 1874, on contract for printing paper and stationery for 28th General Assembly.	\$35,480 01
	W. H. Bailhache & E. L. Merritt.....	For amount paid to May 30, 1874, on contract for printing for 28th General Assembly.	\$66,879 41
	H. W. Rokker.....	For amount paid to May 30, 1874, on contract for binding for 28th General Assembly.	\$19,900 00

## RECAPITULATION.

Total amount paid for per diem, mileage and compensation for postage, stationery, etc., to members of the Senate 28th General Assembly .....	\$55,753 20	
Total amount paid for per diem to officers and employees of the Senate 28th General Assembly .....	25,532 00	\$81,285 20
Total amount paid for per diem, mileage and compensation for postage, stationery, etc., to members of the House of Representatives 28th General Assembly .....	\$167,849 50	
Total amount paid for per diem to officers and employees House of Representatives 28th General Assembly .....	42,703 00	210,552 50
Total amount paid for the expenses of the several committees of the 28th General Assembly incurred in traveling, etc. ....		1,991 19
Total amount paid for copying laws, journals, etc., 28th General Assembly, to May 30, 1874 .....		1,325 16
Total amount paid for printing for 28th General Assembly, to May 30, 1874 .....		66,872 41
Total amount paid for binding for 28th General Assembly, to May 30, 1874 .....		19,960 00
Total amount paid for printing paper and stationery for 28th General Assembly, to May 30, 1874 .....		35,480 01
Total amount paid for miscellaneous expenses 28th General Assembly, from special appropriations .....		1,564 56
Total amount paid for miscellaneous expenses 28th General Assembly, from Governor's contingent fund .....		399 29
Total amount paid for miscellaneous expenses 28th General Assembly, from appropriations to Secretary of State for incidental expenses .....		13,497 65
Total amount paid for per diem to members and clerk of the Joint Committee 28th General Assembly on Revision of Statutes .....		6,705 00
Total .....		\$439,632 97

AUDITOR'S OFFICE, ILLINOIS,  
SPRINGFIELD, May 30, 1874.

The foregoing statement of expenses of the 28th General Assembly is correct, as appears from the records of this office, and is prepared and published herein in accordance with the Constitution.

C. E. LIPPINCOTT, Auditor P. A.







